

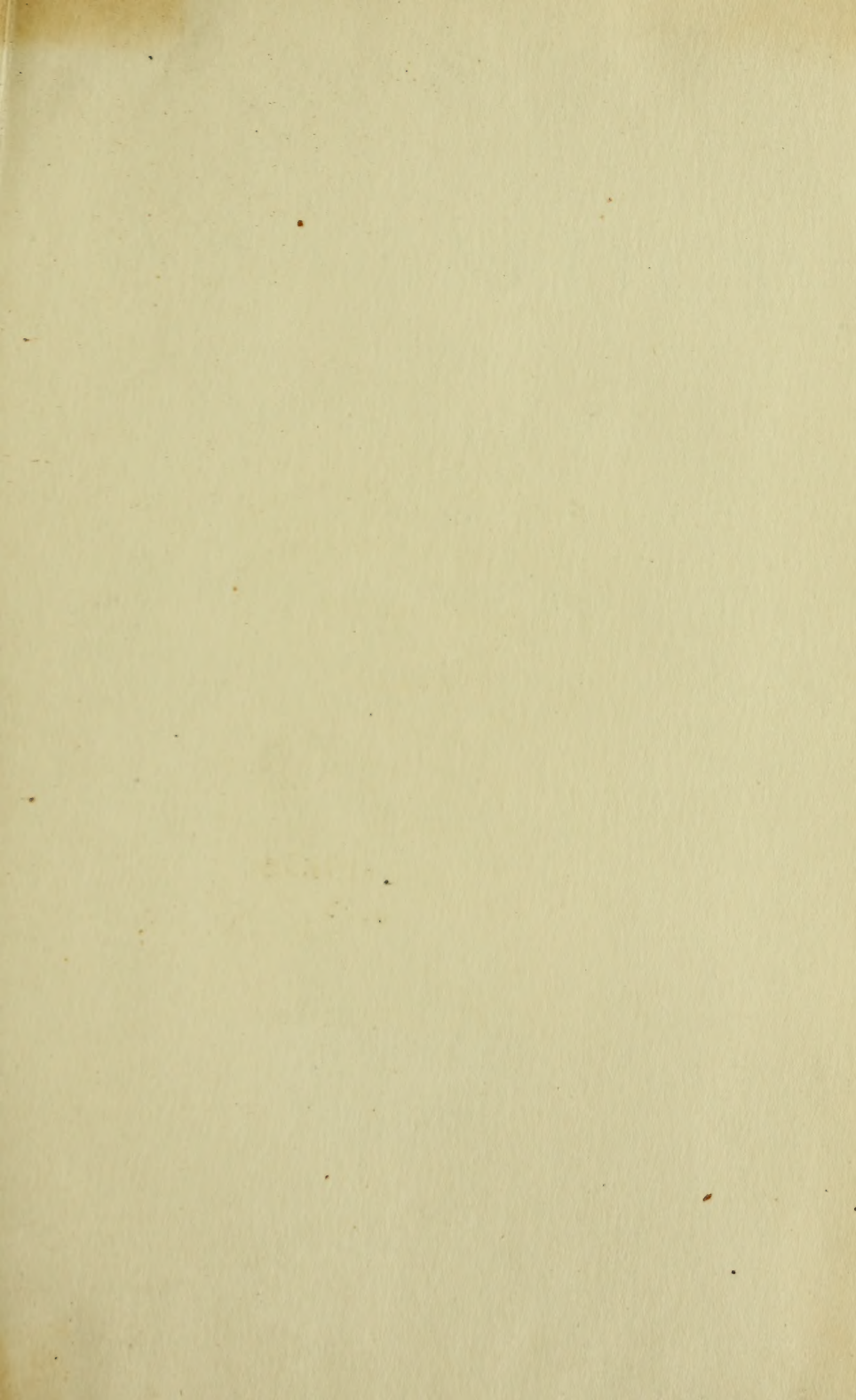
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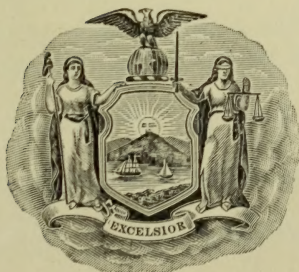
STATE OF NEW YORK

AT THEIR

ONE HUNDRED AND THIRTY-THIRD SESSION

BEGUN AND HELD AT THE CAPITOL IN THE CITY OF ALBANY
ON WEDNESDAY, THE FIFTH DAY OF JANUARY, 1910

VOLUME III



ALBANY

J. B. LYON COMPANY, PRINTERS

1910

APRIL 27.]

2113

AYES 124
NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Murray	Sweet
Allen A F	Donovan	Hinman	Neupert	Thorn
Allen H E	Ebbets	Hoey	Nolan	Toombs
Argetsinger	Evans	Holden	O'Connor	Trombly
Barden	Eveleth	Howard	Odell	Van Olinda
Bates	Farrell	Jackson	Oliver	Vicinus
Baumes	Fay	Joseph	O'Neill J J	Vosburgh
Beck	Feeley	Keller	O'Neil M A	Walker
Bennett	Filley	Kopp	Perkins	Walters
Boshart	Fowler	Lachman	Phillips C W	Ward
Boylan	Frisbie	Lansing	Phillips J S	Weiland
Brainerd	Garfein	Lee	Pitkin	Weimert
Brown G W	Gerken	Levy A J	Reed	Weinstein
Callan	Gillen	Levy J	Roberts	Wende
Cheney	Glore	Lowman	Rozan	White E H
Clarke R H	Goldberg	Lupton	Sanner	White L H
Clark S C	Goodspeed	Macdonald	Shea	Whitley
Coffey	Goodwin	MacGregor	Shepardson	Whitney
Colné	Graubard	Manley	Shortt	Wilkie
Conklin	Gray	Marlatt	Smith A E	Wood
Connell	Green	McElligott	Smith M	Wright
Cosad	Greenwood	McGrath	Spielberg	Young E
Crocker	Hackett	McInerney	Stevenson	Young F L
Cross	Hearn	Merritt	Stivers	Zorn
De Long	Herriek	Metzendorf	Sullivan	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2183, Int. No. 229) entitled "An act to amend the Code of Civil Procedure, relating to matrimonial actions," having been announced, Mr. Howard moved that said bill be re-committed to the committee on codes, with instructions to report the same forthwith, amended as follows:

Strike out on page 3, lines 1 and 2, the words "has continued so to be down to" and inserting in their place "are such residents at".

Page 3, line 8, after the word "arose" insert "or by this State".

Page 3, lines 16 and 17, strike out the words "has continued so to be down to".

Page 3, line 23, insert after the word "arose" "or by this State".

Page 5, lines 7 and 8, strike out "and is the matrimonial domicile" and insert "or in which the acts or acts upon which the cause of action is based, occurred."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fowler, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1919, Int. No. 1434) entitled "An act to incorporate the 'Economic and General Foundation,'" was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hinman	Neupert	Sweet
Allen A F	Donovan	Hoey	Nolan	Thorn
Allen H E	Ebbets	Holden	O'Connor	Toombs
Argetsinger	Evans	Howard	Odell	Trombly
Barden	Eveleth	Jackson	Oliver	Van Olinda
Bates	Farrell	Joseph	O'Neill J J	Vicinus
Baumes	Fay	Keller	O'Neil M A	Vosburgh
Beck	Feeley	Kopp	Perkins	Walker
Bennett	Filley	Lachman	Phillips C W	Walters
Boshart	Fowler	Lansing	Phillips J S	Ward
Boylan	Frisbie	Levy A J	Pitkin	Weiland
Brainerd	Garfein	Levy J	Reed	Weimert
Brown G W	Gerken	Lowman	Roberts	Weinstein
Callan	Gillen	Lupton	Rozan	Wende
Cheney	Glore	Macdonald	Sanner	White E H
Clarke R H	Goldberg	MacGregor	Shea	White L H
Clark S C	Goodspeed	Manley	Shepardson	Whitley
Coffey	Goodwin	Marlatt	Shortt	Whitney
Colné	Graubard	McElligott	Smith A E	Wilkie
Conklin	Gray	McGrath	Smith M	Wood
Connell	Green	McInerney	Spielberg	Wright
Cosad	Greenwood	Merritt	Stevenson	Young E
Crocker	Hackett	Metzendorf	Stivers	Young F L
Cross	Hearn	Murray	Sullivan	Zorn
De Long	Herrick			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2218, Int. No. 173) entitled "An act to amend the Code of Criminal Procedure, in relation to justices' criminal

dockets and accounting thereon," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Neupert	Sweet
Allen A F	Donovan	Hinman	Nolan	Thorn
Allen H E	Ebbets	Hoey	O'Connor	Toombs
Argetsinger	Evans	Holden	Odell	Trombly
Barden	Eveleth	Howard	Oliver	Van Olinda
Bates	Farrell	Jackson	O'Neill J J	Vicinus
Baumes	Fay	Joseph	O'Neil M A	Vosburgh
Beck	Feeley	Keller	Perkins	Walker
Bennett	Filley	Kopp	Phillips C W	Walters
Boshart	Fowler	Lachman	Phillips J S	Ward
Boylan	Frisbie	Lansing	Pitkin	Weiland
Brainerd	Garfein	Levy A J	Reed	Weimert
Brown G W	Gerken	Levy J	Roberts	Weinstein
Callan	Gillen	Lowman	Rozan	Wende
Cheney	Glore	Lupton	Sanner	White E H
Clarke R H	Goldberg	Macdonald	Shea	White L H
Clark S C	Goodspeed	MacGregor	Shepardson	Whitley
Coffey	Goodwin	Manley	Shortt	Whitney
Colné	Graubard	Marlatt	Smith A E	Wilkie
Conklin	Gray	McElligott	Smith M	Wood
Connell	Green	McGrath	Spielberg	Wright
Cosad	Greenwood	McInerney	Stevenson	Young E
Crocker	Hackett	Merritt	Stivers	Young F L
Cross	Hearn	Metzendorf	Sullivan	Zorn
De Long	Herrick	Murray		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2101, Int. No. 1519) entitled "An act to legalize, ratify and confirm the proceedings of the inhabitants of school district number five of the town of Niskayuna in the county of Schenectady, its board of trustees, officers and agents, in the matter of the issuance and sale of the bonds of said district in the sum of thirteen thousand dollars for the construction of a new schoolhouse in said district, to legalize said bonds and to provide

for the payment of the principal and interest of the same," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Neupert	Sweet
Allen A F	Donovan	Hinman	Nolan	Thorn
Allen H E	Ebbets	Hoey	O'Connor	Toombs
Argetsinger	Evans	Holden	Odell	Trombly
Barden	Eveleth	Howard	Oliver	Van Olinda
Bates	Farrell	Jackson	O'Neill J J	Vicinus
Baumes	Fay	Joseph	O'Neil M A	Vosburgh
Beck	Feeley	Keller	Perkins	Walker
Bennett	Filley	Kopp	Phillips C W	Walters
Boshart	Fowler	Lachman	Phillips J S	Ward
Boylan	Frisbie	Lansing	Pitkin	Weiland
Brainerd	Garfein	Levy A J	Reed	Weimert
Brown G W	Gerken	Levy J	Roberts	Weinstein
Callan	Gillen	Lowman	Rozan	Wende
Cheney	Glore	Lupton	Sanner	White E H
Clarke R H	Goldberg	Macdonald	Shea	White L H
Clark S C	Goodspeed	MacGregor	Shepardson	Whitley
Coffey	Goodwin	Manley	Shortt	Whitney
Colné	Graubard	Marlatt	Smith A E	Wilkie
Conklin	Gray	McElligott	Smith M	Wood
Connell	Green	McGrath	Spielberg	Wright
Cosad	Greenwood	McInerney	Stevenson	Young E
Crocker	Hackett	Merritt	Stivers	Young F L
Cross	Hearn	Metzendorf	Sullivan	Zorn
De Long	Herrick	Murray		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 27, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill No. 787, Int. No. 703), entitled 'An act to amend the General Construction Law, in relation to prescribing the method of computing time.'

CHARLES E. HUGHES.

Said bill having been announced, Mr. Howard moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Murray	Sullivan
Allen A F	Donovan	Hinman	Neupert	Sweet
Allen H E	Ebbets	Hoey	Nolan	Thorn
Argetsinger	Evans	Holden	O'Connor	Toombs
Barden	Eveleth	Howard	Odell	Trombly
Bates	Farrell	Jackson	Oliver	Van Olinda
Baumes	Fay	Joseph	O'Neill J J	Vicinus
Beck	Feeley	Keller	O'Neil M A	Vosburgh
Bennett	Filley	Kopp	Perkins	Walker
Boshart	Fowler	Lachman	Phillips C W	Walters
Boylan	Frisbie	Lansing	Phillips J S	Ward
Brainerd	Garfein	Lee	Pitkin	Weiland
Brown G W	Gerken	Levy A J	Raldiris	Weimert
Callan	Gillen	Levy J	Reed	Weinstein
Cheney	Glore	Lowman	Roberts	Wende
Clarke R H	Goldberg	Lupton	Rozan	White E H
Clark S C	Goodspeed	Macdonald	Sanner	White L H
Coffey	Goodwin	MacGregor	Shea	Whitley
Colné	Graubard	Manley	Shepardson	Whitney
Conklin	Gray	Marlatt	Shortt	Wilkie
Connell	Green	McElligott	Smith A E	Wood
Cosad	Greenwood	McGrath	Smith M	Wright
Crocker	Hackett	McInerney	Spielberg	Young E
Cross	Hearn	Merritt	Stevenson	Young F L
De Long	Herrick	Metzendorf	Stivers	Zorn

Mr. Howard moved that said bill be recommitted to the committee on general laws, with instructions to report the same forthwith, amended as follows:

Page 2, between lines 7 and 8, insert the following:

"§ 2. Nothing in this act contained shall affect any action or proceeding now pending in any court."

Page 2, line 8, change the numeral "2" to "3".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Green, from the committee on general laws, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 26, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1554, Int. No. 164), entitled "An act to amend the Education Law, in relation to payment of unpaid school taxes from county treasury."

CHARLES E. HUGHES.

Said bill having been announced, Mr. W. G. Miller moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Neupert	Sweet
Allen A F	Donovan	Hinman	Nolan	Thorn
Allen H E	Ebbets	Hoey	O'Connor	Toombs
Argetsinger	Evans	Holden	Odell	Trombly
Barden	Eveleth	Howard	Oliver	Van Olinda
Bates	Farrell	Jackson	O'Neill J J	Vicinus
Baumes	Fay	Joseph	O'Neil M A	Vosburgh
Beck	Feeley	Keller	Perkins	Walker
Bennett	Filley	Kopp	Phillips C W	Walters
Boshart	Fowler	Lachman	Phillips J S	Ward
Boylan	Frisbie	Lansing	Pitkin	Weiland
Brainerd	Garfein	Levy A J	Raldiris	Weimert
Brown G W	Gerken	Levy J	Reed	Weinstein
Callan	Gillen	Lowman	Roberts	Wende
Cheney	Glore	Lupton	Rozan	White E H
Clarke R H	Goldberg	Macdonald	Sanner	White L H
Clark S C	Goodspeed	MacGregor	Shea	Whitley
Coffey	Goodwin	Manley	Shepardson	Whitney
Colné	Graubard	Marlatt	Shortt	Wilkie
Conklin	Gray	McElligott	Smith A E	Wood
Connell	Green	McGrath	Smith M	Wright
Cosad	Greenwood	McInerney	Spielberg	Young E
Crocker	Hackett	Merritt	Stevenson	Young F L
Cross	Hearn	Metzendorf	Stivers	Zorn
De Long	Herrick	Murray	Sullivan	

Mr. W. G. Miller moved that said bill be recommitted to the

committee on public education, with instructions to report the same forthwith, amended as follows:

Page 1, line 1, strike out "seven" and insert the word "thirty-five".

Page 1, line 4, after the quotation marks and before the word "is" insert the following: "as such section is thus renumbered by chapter one hundred and forty of the Laws of nineteen hundred and ten."

Page 1, line 5, change the numeral "407" to "435".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Filley, from the committee on public education, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 15, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1013, Int. No. 865), entitled "An act making an appropriation for the expenses of the joint committee of the Senate and Assembly to examine into the question of extending the jurisdiction of the Public Service Commissions so as to include telephone and telegraph companies."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER.
ALBANY, April 26, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 164, Int. No. 163), entitled "An act to amend the Village Law, in relation to adoption and enforcement of building and sanitary codes in villages of the first class."

CHARLES E. HUGHES.

The Senate returned the Assembly bill (No. 1687, Senate re-print No. 1152, Int. No. 1309), entitled "An act in relation to the extension, improvement and development of the water works, water plant and water supply of the city of Ogdensburg and the issuance, sale and redemption of city bonds therefor," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 1, strike out the word "shall" and insert the word "may"; line 6, strike out the word "shall" and insert the word "may".

Mr. Gray moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sullivan
Allen A F	Donnelly	Higgins	Neupert	Sweet
Allen H E	Donovan	Hinman	Nolan	Thorn
Argetsinger	Ebbets	Hoey	O'Connor	Toombs
Barden	Evans	Holden	Odell	Trombly
Bates	Eveleth	Howard	Oliver	Van Olinda
Baumes	Farrell	Jackson	O'Neill J J	Vicinus
Beck	Fay	Joseph	O'Neil M A	Vosburgh
Bennett	Feeley	Keller	Perkins	Walker
Boshart	Filley	Kopp	Phillips C W	Walters
Boylan	Fowler	Lachman	Phillips J S	Ward
Brainerd	Frisbie	Lansing	Pitkin	Weiland
Brown G W	Garfein	Levy A J	Raldiris	Weimert
Callan	Gerken	Levy J	Reed	Weinstein
Cheney	Gillen	Lowman	Roberts	Wende
Clarke R H	Glore	Lupton	Rozan	White E H
Clark S C	Goldberg	Macdonald	Sanner	White L H
Coffey	Goodspeed	MacGregor	Shea	Whitley
Colné	Goodwin	Manley	Shepardson	Whitney
Conklin	Graubard	Marlatt	Shortt	Wilkie
Connell	Gray	McElligott	Smith A E	Wood
Cosad	Green	McGrath	Smith M	Wright
Crocker	Greenwood	McInerney	Spielberg	Young E
Cross	Hackett	Merritt	Stevenson	Young F L
Dana	Hearn	Metzendorf	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a

message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1688, Senate re-print No. 1153, Int. No. 1310), entitled "An act in relation to the refunding and payment of certain outstanding bonded indebtedness of the city of Ogdensburg by the issuance and sale of other bonds of said city therefor and to provide for the redemption of such refunding bonds," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 1, strike out word "shall" and insert word "may"; line 5, strike out word "shall" and insert word "may".

Mr. Gray moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Murray	Sullivan
Allen A F	Donnelly	Hinman	Neupert	Sweet
Allen H E	Donovan	Hoey	Nolan	Thorn
Argetsinger	Ebbets	Holden	O'Connor	Toombs
Barden	Evans	Howard	Odell	Trombly
Bates	Eveleth	Jackson	Oliver	Van Olinda
Baumes	Farrell	Joseph	O'Neill J J	Vicinus
Beck	Fay	Keller	O'Neil M A	Vosburgh
Bennett	Feeley	Kopp	Perkins	Walker
Boshart	Filley	Lachman	Phillips C W	Walters
Boylan	Fowler	Lansing	Phillips J S	Ward
Brainerd	Frisbie	Lee	Pitkin	Weiland
Brown C F	Garfein	Levy A J	Raldiris	Weimert
Burgoyne	Gerken	Levy J	Reed	Weinstein
Callan	Gillen	Lowman	Roberts	Wende
Cheney	Glore	Lupton	Rozan	White E H
Clarke R H	Goldberg	Macdonald	Sanner	White L H
Clark S C	Goodspeed	MacGregor	Shea	Whitley
Coffey	Goodwin	Manley	Shepardson	Whitney
Colné	Graubard	Marlatt	Shortt	Wilkie
Conklin	Gray	McElligott	Smith A E	Wood
Connell	Green	McGrath	Smith M	Wright
Cosad	Greenwood	McInerney	Spielberg	Young E
Crocker	Hackett	Merritt	Stevenson	Young F L
Cross	Hearn	Metzendorf	Stivers	Zorn
De Long	Herrick			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Rozan moved to take from the table his motion to concur in the amendments of the Senate to Assembly bill No. 815 (Senate reprint No. 796, Int. No. 525), laid upon the table April 13th.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Neupert	Sweet
Allen A F	Donovan	Hinman	Nolan	Thorn
Allen H E	Ebbets	Hoey	O'Connor	Toombs
Argetsinger	Evans	Holden	Odell	Trombly
Barden	Eveleth	Howard	Oliver	Van Olinda
Bates	Farrell	Jackson	O'Neill J J	Vicinus
Baumes	Fay	Joseph	O'Neil M A	Vosburgh
Beck	Feeley	Keller	Perkins	Walker
Bennett	Filley	Kopp	Phillips C W	Walters
Boshart	Fowler	Lachman	Phillips J S	Ward
Boylan	Frisbie	Lansing	Pitkin	Weiland
Brainerd	Garfein	Levy A J	Raldiris	Weimert
Brown G W	Gerken	Levy J	Reed	Weinstein
Callan	Gillen	Lowman	Roberts	Wende
Cheney	Glore	Lupton	Rozan	White E H
Clarke R H	Goldberg	Macdonald	Sanner	White L H
Clark S C	Goodspeed	MacGregor	Shea	Whitley
Coffey	Goodwin	Manley	Shepardson	Whitney
Colné	Graubard	Marlatt	Shortt	Wilkie
Conklin	Gray	McElligott	Smith A E	Wood
Connell	Green	McGrath	Smith M	Wright
Cosad	Greenwood	McInerney	Spielberg	Young E
Crocker	Hackett	Merritt	Stevenson	Young F L
Cross	Hearn	Metzendorf	Stivers	Zorn
Dana	Herrick	Murray	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

On motion of Mr. C. W. Phillips, and by unanimous consent, the vote by which Assembly bill No. 2205 (Int. No. 1129) was made a special order for Tuesday, May 3d, was reconsidered.

Said bill having been announced, Mr. C. W. Phillips moved to amend as follows:

Strike out the word "or" on line 4 of page 6 and inserting in place thereof the word "of".

Strike out the words "children or parents" on line 12 of page 10 and inserting in place thereof the words "or next of kin".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

On motion of Mr. Whitley, and by unanimous consent, the vote by which consideration of Assembly bill No. 1943 (Int. No. 1340) was postponed until Tuesday next was reconsidered.

Mr. Whitley moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith, amended as follows:

Line 4, page 2, strike out the period after the word "sick." and insert in italics in lieu thereof "*, but in any village such vote shall be effective only after the proposed expenditure for lands and buildings for such public general hospital has been approved by a majority of the voters at a village election.*"

Line 5, page 2, insert in italics "*and in case of a village the proposed expenditure for lands and buildings shall have been approved as hereinabove provided,*" after the words "establish such hospital," and before the words "such board".

Line 26, page 10, strike out "Section 2." and insert in italics in lieu thereof "*Section 135.*" to read as follows: "*Application of preceding sections. Sections one hundred and twenty-six to one hundred and thirty-four, both inclusive, shall not apply to the city of New York.*"

Line 27, page 10, strike out "§ 3" and insert "§ 2."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Whitley, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Colne offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed for the use of the Assembly two hundred and fifty (250) extra copies of Assembly bill (Printed No. 1794), entitled "An act to amend the State Boards and Commissions Law, in relation to establishing a State board of commerce and industry."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Miller W G	Thorn
Allen A F	De Long	Herrick	Murray	Toombs
Allen H E	Donnelly	Higgins	Neupert	Trombly
Argetsinger	Donovan	Hinman	Nolan	Van Olinda
Barden	Ebbets	Hoey	O'Connor	Vosburgh
Bates	Evans	Holden	Odell	Walker
Baumes	Eveleth	Howard	Oliver	Walters
Beck	Farrell	Jackson	O'Neill J J	Ward
Boshart	Fay	Joseph	O'Neil M A	Waters
Boylan	Feeley	Keller	Parker	Weber
Brainerd	Filley	Kopp	Perkins	Weiland
Brennan	Foley	Lachman	Phillips C W	Weimert
Brown C F	Fowler	Lansing	Phillips J S	Weinstein
Brown G W	Friend	Levy J	Pitkin	Wende
Burgoyne	Garfein	Lowman	Reed	White E H
Callan	Gerhardt	Lupton	Roberts	White L H
Caughlan	Gerken	Macdonald	Shea	Whitley
Chanler	Gillen	MacGregor	Shepardson	Whitney
Cheney	Glore	Manley	Shortt	Wilkie
Clarke R H	Goldberg	Marlatt	Smith A E	Wilsnack
Coffey	Goodspeed	McCue	Smith M	Wood
Colné	Goodwin	McElligott	Spielberg	Wright
Conklin	Gray	McInerney	Stevenson	Yale
Connell	Green	McKeon	Stivers	Young E
Cosad	Greenwood	Merritt	Sullivan	Young F L
Crocker	Hackett	Metzendorf	Sweet	Zorn
Cross	Haines	Miller J L	Thompson	

By unanimous consent, Mr. Whitley offered for the consideration of the House a resolution, in the words following:

Whereas, The committee on affairs of cities of the Assembly has adopted a resolution commendatory of the services rendered said committee by Edward J. McGoldrick, assistant corporation counsel of the city of New York, during the session of 1910.

Resolved, That the Clerk of the Assembly be directed to transmit copies of said resolution, suitably engrossed, to Hon. William J. Gaynor and Hon. E. R. Watson, corporation counsel, of the city of New York, and to said Edward J. McGoldrick.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Miller W G	Thorn
Allen A F	DeLong	Herrick	Murray	Toombs
Allen H E	Donnelly	Higgins	Neupert	Trombly
Argetsinger	Donovan	Hinman	Nolan	Van Olinda
Barden	Ebbets	Hoey	O'Connor	Vosburgh
Bates	Evans	Holden	Odell	Walker
Baumes	Eveleth	Howard	Oliver	Walters
Beck	Farrell	Jackson	O'Neill J J	Ward
Boshart	Fay	Joseph	O'Neil M A	Waters
Boylan	Feeley	Keller	Parker	Weber
Brainerd	Filley	Kopp	Perkins	Weiland
Brennan	Foley	Lachman	Phillips C W	Weimert
Brown C F	Fowler	Lansing	Phillips J S	Weinstein
Brown G W	Friend	Levy J	Pitkin	Wende
Burgoyne	Garfein	Lowman	Reed	White E H
Callan	Gerhardt	Lupton	Roberts -	White L H
Caughlan	Gerken	Macdonald	Shea	Whitley
Chanler	Gillen	MacGregor	Shepardson	Whitney
Cheney	Glore	Manley	Shortt	Wilkie
Clarke R H	Goldberg	Marlatt	Smith A E	Wilsnack
Coffey	Goodspeed	McCue	Smith M	Wood
Colné	Goodwin	McElligott	Spielberg	Wright
Conklin	Gray	McInerney	Stevenson	Yale
Connell	Green	McKeon	Stivers	Young E
Cosad	Greenwood	Merritt	Sullivan	Young F L
Crocker	Hackett	Metzendorf	Sweet	Zorn
Cross	Haines	Miller J L	Thompson	

Mr. Harwood offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed for the use of the Assembly one thousand (1,000) additional copies of each of the following bills:

Assembly bill No. 59, entitled "An act to amend the Transportation Corporations Law, in relation to telephone charge in cities of over one million," and Assembly bill No. 123, entitled "An act to amend the Penal Law, in relation to trafficking in securities on margin."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Neupert	Sweet
Allen A F	Donovan	Hinman	Nolan	Thorn
Allen H E	Ebbets	Hoey	O'Connor	Toombs
Argetsinger	Evans	Holden	Odell	Trombly
Barden	Eveleth	Howard	Oliver	Van Olinda
Bates	Farrell	Jackson	O'Neill J J	Vicinus
Baumes	Fay	Joseph	O'Neil M A	Vosburgh
Beck	Feeley	Keller	Perkins	Walker
Bennett	Filley	Kopp	Phillips C W	Walters
Boshart	Fowler	Lachman	Phillips J S	Ward
Boylan	Frisbie	Lansing	Pitkin	Weiland
Brainerd	Garfein	Levy A J	Reed	Weimert
Brown G W	Gerken	Levy J	Roberts	Weinstein
Callan	Gillen	Lowman	Rozan	Wende
Cheney	Glore	Lupton	Sanner	White E H
Clarke R H	Goldberg	Macdonald	Shea	White L H
Clark S C	Goodspeed	MacGregor	Shepardson	Whitley
Coffey	Goodwin	Manley	Shortt	Whitney
Colné	Graubard	Marlatt	Smith A E	Wilkie
Conklin	Gray	McElligott	Smith M	Wood
Connell	Green	McGrath	Spielberg	Wright
Cosad	Greenwood	McInerney	Stevenson	Young E
Crocker	Hackett	Merritt	Stivers	Young F L
Cross	Hearn	Metzendorf	Sullivan	Zorn
De Long	Herrick	Murray		

Mr. Wende offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 155, Senate reprint No. 1061, Int. No. 154), entitled "An act in relation to the west part of the road formerly known as the Buffalo plank road, in the county of Erie, and to the commissioners for the improvement and maintenance of such road, and their offices," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wende offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 154, Senate reprint No. 1062, Int. No. 153), entitled "An act in relation to the Cayuga Creek road in the county of Erie and to the commissioners for the improvement and maintenance of such road, and their offices," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Howard offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 787, Int. No. 703), entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Argetsinger offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 257, Int. No. 252), entitled "An act to amend the Education Law, in relation to the apportionment of school moneys," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Feeley offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1137, Int. No. 951), entitled "An act to provide for joining the people of the State of New York as a party defendant in the foreclosure of certain mortgages on land in the town of Newfane, Niagara county," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. W. G. Miller offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill (No. 164, Int. No. 163), entitled "An act to amend the Village Law, in relation to adoption and enforcement of building and sanitary codes in villages of the first class," be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 27, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 993, Rec. No. 39), entitled "An act to amend chapter one hundred and twenty-nine of the Laws of eighteen hundred and sixty-nine, entitled 'An act to incorporate the village of Williamsville,' as amended by chapter seventy-one of the Laws of eighteen hundred and ninety-two, relative to public improvements and issue of bonds to raise money for such purpose," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 27, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 864, Rec. No. 100), entitled "An act to amend the Greater New York charter, relative to the conveyance by the owners to the city of land required for streets," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 27, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 948, Rec. No. 143), entitled "An act to amend chapter one hundred and sixty of the Laws of nineteen hundred, entitled 'An act to incorporate the city of Cortland,' relative to the board of fire commissioners," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 27, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No.

671, Rec. No. 94), entitled "An act to amend the Benevolent Orders Law, in relation to the Modern Woodmen of America," for the purpose of amendment.

By order of the Senate,
LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 27, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 865, Rec. No. 76), entitled "An act to amend the Greater New York charter, in relation to proceedings for the acquirement of wharf property in said city," for the purpose of amendment.

By order of the Senate,
LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 27, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 567, Rec. No. 77), entitled "An act to amend chapter four hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to incorporate the New York Zoological Society and to provide for the establishment of a zoological garden in the city of New York,' in relation to real and personal property," for the purpose of amendment.

By order of the Senate,
LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1091, Senate reprint No. 980, Int. No. 922), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,'" with a message that they have concurred in the request for a committee of conference thereon and the President has appointed Messrs. Hinman, Holden and Grady as such committee on the part of the Senate.

Mr. Speaker appointed Messrs. Walters, Roberts, Goodwin, Coffey and Connell as such committee on the part of the Assembly.

Ordered, That the Clerk return said bill to the Senate, with a message that Mr. Speaker has appointed Messrs. Walters, Roberts, Goodwin, Coffey and Connell as such committee on the part of the Assembly.

The Senate returned the Assembly bill (No. 750, Senate reprint No. 1139, Int. No. 89), entitled "An act to amend the Second Class Cities Law, relative to trials and appeals from the commissioner of public safety."

Also, Assembly bill (No. 1097, Senate reprint No. 852, Int. No. 928), entitled "An act to amend the Indian Law, in relation to licenses for ministers to reside on tribal lands."

Also, Assembly bill (No. 1428, Senate reprint No. 1089, Int. No. 670), entitled "An act to amend the Labor Law, relative to sanitary conveniences."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill (No. 769, Assembly reprint No. 2026, Rec. No. 109), entitled "An act to amend the General Business Law, in relation to the keeping of books by auctioneers and inspection thereof," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No.

155, Senate reprint No. 1061, Int. No. 154), entitled "An act in relation to the west part of the road formerly known as the Buffalo plank road, in the county of Erie, and to the commissioners for the improvement and maintenance of such road, and their offices," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 154, Senate reprint No. 1062, Int. No. 153), entitled "An act in relation to the Cayuga Creek road in the county of Erie and to the commissioners for the improvement and maintenance of such road, and their offices," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 257, Int. No. 252), entitled "An act to amend the Education Law, in relation to the apportionment of school moneys," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 787, Int. No. 703), entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1137, Int. No. 951), entitled "An act to provide for joining the people of the State of New York as a party defendant in the foreclosure on certain mortgages on land in the town of Newfane, Niagara county," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution returning to the Governor Assembly bill (No. 164, Int. No. 163), entitled "An

act to amend the Village Law, in relation to adoption and enforcement of building and sanitary codes in villages of the first class," with a message that they have concurred in the passage of the same.

Ordered. That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 27, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1137, Int. No. 951), entitled "An act to provide for joining the people of the State of New York as a party defendant in the foreclosure of certain mortgages on land in the town of Newfane, Niagara county."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 27, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 154, Senate reprint No. 1062, Int. No. 153), entitled "An act in relation to the Cayuga Creek road in the county of Erie and to the commissioners for the improvement and maintenance of such road, and their offices."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 27, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 155,

Senate reprint No. 1061, Int. No. 154), entitled "An act in relation to the west part of the road formerly known as the Buffalo plank road, in the county of Erie, and to the commissioners for the improvement and maintenance of such road, and their offices."

CHARLES E. HUGHES.

A communication was received from Hon. William J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 1854, Int. No. 882), entitled "An act to amend chapter four of the Laws of eighteen hundred and ninety-one, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' generally," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Samuel A. Carlson, mayor of the city of Jamestown, returning Assembly bill (No. 914, Int. No. 796), entitled "An act to amend the charter of the city of Jamestown, in relation to the amount to be levied for the park fund and the place of holding taxpayers' election," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Benjamin McClung, mayor of the city of Newburgh, returning Assembly bill (No. 1885, Int. No. 187), entitled "An act to amend chapter two hundred and three of the Laws of nineteen hundred and seven, entitled 'An act to revise and amend the charter of the city of Newburgh, being chapter five hundred and forty-one of the Laws of eighteen hundred and sixty-five, and the several acts amendatory thereof and supplemental thereto,' in relation to the police force," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George H. Minard, mayor of the city of Lockport, returning Assembly bill (No. 1851, Int. No. 1279), entitled "An act to amend chapter one hundred

and twenty of the Laws of eighteen hundred and eighty-six, entitled 'An act to revise the charter of the city of Lockport,' relating to the street lighting fund and the construction of water pipes in said city," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George H. Minard, mayor of the city of Lockport, returning Assembly bill (No. 1850, Int. No. 1207), entitled "An act to amend chapter one hundred and twenty of the Laws of eighteen hundred and eighty-six, entitled 'An act to revise the charter of the city of Lockport,' relating to the bond of the city treasurer and the term of office of constable," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. James T. Lennon, mayor of the city of Yonkers, returning Assembly bill (No. 789, Senate reprint No. 979, Int. No. 705), entitled "An act to authorize the issuance and sale of bonds of the city of Yonkers in the principal sum of forty thousand dollars to provide moneys for the payment of certain debts and expenses of said city, and to authorize the audit of said debts and expenses," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Edward Schoeneck, mayor of the city of Syracuse, returning Assembly bill (No. 1040, Int. No. 891), entitled "An act to provide funds to pay and retire certificates of indebtedness heretofore issued by the common council of the city of Syracuse to meet the cost of certain local improvements therein," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Edward Schoeneck, mayor of the city of Syracuse, returning Assembly bill (No.

609, Senate reprint No. 879, Int. No. 97), entitled "An act to amend chapter five hundred and twenty of the Laws of nineteen hundred and six, entitled 'An act in relation to the Municipal Court of the city of Syracuse,' generally," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Merritt, the House adjourned.

THURSDAY, APRIL 28, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend section two thousand seven hundred and eighteen of the Code of Civil Procedure, in relation to the ascertainment of claims against decedent's estate" (No. 503, Rec. No. 202), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to the validity, construction or effect of dispositions of property by will" (No. 352, Rec. No. 203), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Criminal Procedure, in relation to bail" (No. 1106, Rec. No. 204), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, relative to the filing of undertakings on appeal" (No. 217, Rec. No. 205), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to notices of appeal" (No. 216, Rec. No. 206), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to appeals to the Court of Appeals" (No. 120, Rec. No. 207), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to appeals to the Appellate Division of the Supreme Court" (No. 119, Rec. No. 208), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to actions to recover real property" (No. 112, Rec. No. 209), which was read the first time and referred to the committee on codes.

Mr. R. H. Clarke introduced a bill entitled "An act to amend section eleven hundred and ninety-nine of the Penal Law, relating to a person acting for a foreign corporation which has not designated the Superintendent of Insurance as attorney, et cetera" (Int. No. 1631), which was read the first time and referred to the committee on codes.

Mr. Lee introduced a bill entitled "An act to amend section nineteen of the Decedent Estate Law, relating to testamentary gifts to certain corporations" (Int. No. 1632), which was read the first time and referred to the committee on general laws.

Mr. C. W. Phillips introduced a bill entitled "An act to amend the Judiciary Law, in relation to court attendants in Monroe county" (Int. No. 1633), which was read the first time and referred to the committee on the judiciary.

Mr. Goldberg introduced a bill entitled "An act to amend the Penal Law, in relation to prohibiting the use of certain advertising signs in connection with the liquor traffic" (Int. No. 1634), which was read the first time and referred to the committee on codes.

Mr. Keller introduced a bill entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof" (Int. No. 1635), which was read the first time and referred to the committee on affairs of cities.

Mr. Merritt introduced a bill entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State" (Int. No. 1636), which was read the first time and referred to the committee on ways and means.

Also, "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State" (Int. No. 1637), which was read the first time and referred to the committee on ways and means.

Mr. Feeley introduced a bill entitled "An act to amend the General Business Law, in relation to size of barrel for quinces and pears, and repealing section two hundred and sixty-three of the Agricultural Law" (Int. No. 1638), which was read the first time and referred to the committee on general laws."

Also, "An act to amend the Agricultural Law, in relation to the establishment of an agricultural experiment station in Niagara county" (Int. No. 1639), which was read the first time and referred to the committee on ways and means.

By unanimous consent, Mr. Raldiris, by request, introduced a bill entitled "An act to provide for the preservation, indexing, restoration and placing in good condition of the records, documents, books, maps and papers deposited, filed or recorded in the office of the register of the county of New York" (Int. No. 1640), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Spielberg introduced a bill entitled "An act to amend the Penal Law, in relation to the unauthorized use of automobiles" (Int. No. 1641), which was read the first time and referred to the committee on codes.

By unanimous consent, Mr. Roberts introduced a bill entitled "An act to allow the people of the city of Syracuse, New York, to vote on the proposition whether the people of the city of Syracuse, New York, desire to establish, erect, build, own, operate and maintain a gas lighting plant and a gas fuel plant, and an electric lighting plant and power plant for the city and citizens of said city of Syracuse, New York" (Int. No. 1642), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. McGrath introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to mandamus proceedings" (Int. No. 1643), which was read the first time and referred to the committee on codes.

By unanimous consent, Mr. MacGregor introduced a bill entitled "An act to amend the Lien Law, being chapter thirty-three of the Consolidated Laws, by inserting in article eight thereof a new section, to be known as section one hundred and eighty-six, providing for a lien in favor of factors, commission merchants and private bankers upon certain merchandise and the proceeds thereof" (Int. No. 1644), which was read the first time and referred to the committee on general laws.

By unanimous consent, Mr. Wilsnack introduced a bill entitled "An act to amend the Greater New York charter, as re-enacted by chapter four hundred and sixty-six of the Laws of nineteen hundred and one, relative to the dormen of police" (Int. No. 1645), which was read the first time and referred to the committee on affairs of cities.

Mr. Speaker, from the committee on rules, reported in favor of the adoption of the following resolution:

Resolved, That Rule No. 21 be and the same is hereby suspended until May 6, 1910, to the extent and for the purpose of permitting the committee on the judiciary to report to this House any bill amending the Election Law relative to primary elections," which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Merritt, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Whitney (No. 2231, Int. No. 1581), entitled "An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled 'An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three, and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation," relative to the employ-

ment of two temporary assistant special examiners and appraisers and their compensation, and that of the special examiner and appraiser.' ”

Also, Assembly bill introduced by Mr. Merritt (No. 2226, Int. No. 1575), entitled “An act to amend the Legislative Law, in relation to the drafting and revision of legislative bills, and making an appropriation therefor.”

Also, Assembly bill introduced by Mr. Trombly (No. 1220, Int. No. 1018), entitled “An act to amend the Highway Law, in relation to State and county highways in cities of the third class.”

Also, Assembly bill introduced by Mr. Weimert (No. 235, Int. No. 230), entitled “An act providing for the erection of a boat-house, shelters, wharves and retaining walls at the city of Buffalo for the Third Separate Division of the Naval Militia, upon lands of the State in the city of Buffalo, and making an appropriation therefor.”

Also, Assembly bill introduced by Mr. Stivers (No. 30, Int. No. 30), entitled “An act to provide for the construction of a dike or dikes for the protection of the work begun under chapter seven hundred and sixteen of the laws of nineteen hundred and four, the acquisition of lands necessary for such purpose, and making an appropriation therefor.”

Also, Assembly bill introduced by Mr. Baumes (No. 1272, Int. No. 1048), entitled “An act to provide a temporary field laboratory in the Hudson river valley for the investigation of the diseases of the peach and making an appropriation therefor.”

Also, Assembly bill introduced by Mr. A. E. Allen (No. 2124, Int. No. 1530), entitled “An act to enlarge the fish hatchery at Bemus Point on Chautauqua lake, Chautauqua county, for the propagation of fish, and making an appropriation therefor.”

Also, Assembly bill introduced by Mr. Odell (No. 1914, Int. No. 1429), entitled “An act repealing chapter four hundred and sixty-three of the Laws of nineteen hundred and nine, entitled ‘An act to create a forest reservation in the highlands of the Hudson, west of the Hudson river, to be known as the Highlands of the Hudson Forest Reservation, to provide for its regulation, and making an appropriation therefor.’ ”

Also, Assembly bill introduced by Mr. Merritt (No. 228, Int.

No. 223), entitled "An act to amend the Executive Law, in relation to the appointment, term and salary of the State Superintendent of Weights and Measures."

Also, Assembly bill introduced by Mr. Vosburgh (No. 806, Int. No. 719), entitled "An act to authorize the Comptroller of the State to hear and determine the application of Eli Christman for cancellation of the tax sale made by the Comptroller in nineteen hundred of a portion of lot number seventeen, Lott and Low's patent, in the town of Stratford, Fulton county."

Also, Assembly bill introduced by Mr. Vosburgh (No. 2233, Int. No. 1583), entitled "An act to authorize the Comptroller of the State to hear and determine the application of George D. Baldwin for the cancellation of tax sale made in the year eighteen hundred and forty-eight of subplot one of lot twenty-four, Palmer's purchase, middle division, Hamilton county."

Also, Assembly bill, introduced by Mr. Hinman (No. 679, Int. No. 623), entitled "An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Sweet (No. 2229, Int. No. 1579), entitled "An act to establish a commission to inquire into the management of cemeteries, burial grounds and places of interment of human remains and in relation to trust funds provided for the care and maintenance of burial plots, graves and other funds for the benefit of cemeteries, burial places or any portions thereof, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Colne (No. 885, Int. No. 773), entitled "An act to release to Columbia H. Hill of the county of Kings, State of New York, all the right, title and interest of the people of the State of New York in and to all the property formerly of Mary A. Sewell, late of the county of New York, deceased, acquired upon the death of said Mary A. Sewell, without leaving next of kin."

Also, Assembly bill introduced by Mr. Lee (No. 1580, Int. No. 1241), entitled "An act to amend the Labor Law, in relation to mercantile inspector," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Merritt, from the committee on ways and means, to which was recommitted Assembly bill introduced by Mr. Whitney (No. 2202, Int. No. 908), entitled "An act providing for the construction of a bridge over the Mohawk river at Vischer's Ferry, and the approaches thereto, in the town of Clifton Park in the county of Saratoga, and making an appropriation therefor," reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered placed on the order of second reading.

Mr. Merritt, from the committee on ways and means, to which was referred Assembly bill (No. 1912, Int. No. 1427) introduced by Mr. Odell, entitled "An act authorizing the abandonment for private purposes of a tract of land situated on the west side of the Hudson river, in the counties of Orange and Rockland," reported in favor of the passage of the same, with the following amendment:

After the word "Rockland" and before the period in the title, insert the following: ", and conferring jurisdiction thereover upon the Commissioners of the Palisades Interstate park".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Merritt, from the committee on ways and means, to which was referred Assembly bill (No. 2091, Int. No. 1506) introduced by Mr. W. G. Miller, entitled "An act to establish a commission to inquire into the present distribution of population throughout the State of New York, into any causes for imperfect or incomplete distribution and any methods to secure better and fuller distribution, and making an appropriation for the expenses of said commission," reported in favor of the passage of the same, with the following amendments:

Page 2, line 14, after the comma strike out the balance of the line; strike out line 15 and the words "provisions of this act" on line 16.

Page 3, line 3, change the comma to a period and strike out the balance of the line; strike out line 4.

Strike out the entire section 4.

Line 14, change the number of the section from "5" to "4".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Merritt, from the committee on ways and means, to which was referred Assembly bill (No. 1913, Int. No. 1428) introduced by Mr. Odell, entitled "An act to amend chapter one hundred and seventy of the Laws of nineteen hundred, entitled 'An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades,' as amended by chapter six hundred and ninety-one of the Laws of nineteen hundred and six, and relating to the further extension of said park," reported in favor of the passage of the same, with the following amendments:

Page 4, line 21, commencing with the word "and" strike out the balance of the line.

Page 4, line 22, commencing with the word "by" strike out the italicized matter down to the comma.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Merritt, from the committee on ways and means, to which was referred Assembly bill (No. 622, Int. No. 583) introduced by Mr. Abbey, entitled "An act to provide for purchasing land and erecting a building at the New York Agricultural Experiment Station, and making an appropriation therefor," reported in favor of the passage of the same, with the following amendments:

After "An act" strike out the title and sections 1, 2, 3 and 4, and insert in place thereof the following:

"To purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor.

"The People of the State of New York, represented in Senate and Assembly, do enact as follows:

"Section 1. For the purpose of extending the facilities of the New York Agricultural Experiment Station, the board of control of said station is hereby authorized to enter into the necessary contract or contracts for labor and materials necessary for erecting an administration and demonstration building and heating, lighting and plumbing the same, and for providing said building with the necessary furniture and equipment, and purchasing land on

which to erect it, for an amount not exceeding in the aggregate sixty thousand dollars (\$60,000), and of said sum and for the purposes herein provided there is hereby appropriated to said board of control the sum of fifteen thousand dollars.

“ § 2. There is also appropriated to the board of control of the New York Agricultural Experiment Station out of any moneys in the treasury not otherwise appropriated, for purchasing additional farm land for experimental purposes, the sum of fifteen thousand dollars (\$15,000).

“ § 3. The board of control of the New York Agricultural Experiment Station is hereby empowered to acquire land by purchase in behalf of the State of New York for the purposes named in sections one and two of this act.

“ § 4. The State Architect shall prepare the plans and specifications for the board of control of the institution hereinbefore named and shall supervise and control as architect all work of construction, additions, alterations or improvements to buildings or plant authorized by this act, and no contract shall be made covering more than one appropriation, unless with the approval of the State Comptroller and on the advice of the State Architect. The plans and specifications for the work authorized by this act shall be subject to the approval of the board of control of the institution and of the Commissioner of Agriculture. All expenditures under this act shall be made pursuant to contracts or estimates duly approved by the Comptroller, and in the case of construction work by the State Architect also, and no item of said appropriation shall be available except for advertising, unless a contract or contracts according to the plans and specifications or estimate or estimates therefor shall have been first made for the completion thereof within the appropriation therefor; and all contracts shall have the performance thereof secured by satisfactory bond approved by and filed with the Comptroller, together with a copy of the contract and specifications. When submitting contracts for the approval of the State Comptroller all original bids, with abstract thereof, shall accompany the contract. Moneys herein appropriated shall only be advanced to the board of control of said institution as the work progresses or the purchase is made and upon bills duly certified, rendered and audited.

“ § 5. This act shall take effect immediately.”

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Merritt, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Fowler (No. 1683, Int. No. 1304), entitled “An act to amend the State Boards and

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Shortt (No. 1310, Int. No. 1065), entitled "An act to amend chapter four hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to establish the office of public administrator in the county of Richmond,' in relation to the powers of such administrator."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 908, Int. No. 789), entitled "An act to amend the Penal Law, in relation to candidates at primary elections."

Also, Assembly bill introduced by Mr. Whitley (No. 2262, Int. No. 1593), entitled "An act to incorporate the United Charities of Rochester, and to prescribe its objects and powers."

Also, Assembly bill introduced by Mr. Hinman (No. 2278, Int. No. 1605), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to organization of county board of canvassers."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 2199, Int. No. 1566), entitled "An act to amend the State Boards and Commissions Law, in relation to the State Probation Commission."

Also, Assembly bill introduced by Mr. MacGregor (No. 2123, Int. No. 1529), entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and ten, entitled 'An act creating a commission for the government and control of a municipal hospital for the city of Buffalo for the care and treatment of persons affected with incipient tuberculosis, and defining the powers and prescribing the duties of said commission,' relating to the name of the hospital."

Also, Assembly bill introduced by Mr. Lowman (No. 2092, Int. No. 1507), entitled "An act to incorporate Arnot Art Gallery."

Also, Assembly bill introduced by Mr. Thorn (No. 1968, Int. No. 1461), entitled "An act to revise and extend the corporate existence of The Brennan Land Company, of Buffalo, New York,

and to legalize former acts and proceedings of such corporation and of its officers and directors."

Also, Assembly bill introduced by Mr. Raldiris (No. 1407, Int. No. 1137), entitled "Concurrent resolution of the Senate and Assembly to amend section six of article one of the Constitution, in relation to taking private property for public use."

Also, Assembly bill introduced by Mr. Dana (No. 1325, Int. No. 1083), entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was recommitted Assembly bill introduced by Mr. C. W. Phillips (No. 2210, Int. No. 1131), entitled "An act to amend the Labor Law, in relation to workmen's compensation in certain dangerous employments," reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was recommitted Assembly bill introduced by Mr. Ward (No. 1887, Int. No. 21), entitled "An act to amend the Election Law, generally," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was referred Assembly bill (No. 477, Int. No. 452) introduced by Mr. McInerney, entitled "An act to amend the Judiciary Law, in relation to the compensation of attendants of the Appellate Division in the third and fourth departments," reported in favor of the passage of the same, with the following amendment:

On page 1, line 8, strike out "third and".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to

which was referred Assembly bill (No. 406, Int. No. 391) introduced by Mr. Fowler, entitled "An act to regulate the introduction of medical expert testimony," reported in favor of the passage of the same, with the following amendment:

On page 1, line 7, strike out "civil or".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was referred Assembly bill (No. 2118, Int. No. 1524) introduced by Mr. Zorn, entitled "An act to amend the Judiciary Law, in relation to sheriff's jurors in Queens county," reported in favor of the passage of the same, with the following amendment:

Page 2, line 17, after the period, insert in italics the following: "No person serving on a sheriff's jury under the provisions of this section shall thereafter be allowed to serve on any jury for the period of one year from such service."

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was referred Assembly bill (No. 910, Int. No. 791) introduced by Mr. J. S. Phillips, entitled "An act to amend the Election Law, in relation to the expenditure of money in connection with primary elections," reported in favor of the passage of the same, with the following amendments:

On page 5, lines 1 and 2, strike out brackets.

On page 5, strike out lines 6, 7, 8 and the first word in line 9.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was recommitted Assembly bill introduced by Mr. Thorn (No. 2003, Int. No. 566), entitled "An act to amend Laws of nineteen hundred and nine, chapter twenty-eight, entitled 'An act relating to corporations generally, constituting chapter twenty-three of the Consolidated Laws,' in relation to actions for dissolution of corporations," retaining its place on the order of second

reading, reported in favor of the passage of the same, with the following amendment:

On page 2. line 16, strike out "twenty-five" and insert in italics in place thereof "forty".

which report was agreed to, and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. J. S. Phillips, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. F. L. Young (No. 253, Int. No. 248), entitled "An act to amend the Executive Law, by providing for the appointment of a commissioner of public records, fixing his salary and defining his powers and duties," reported the following substitute bill:

(See Appendix No. 33.)

and request that said bill be recommitted to said committee, which report was agreed to, and said substitute bill ordered printed and recommitted to said committee.

Mr. J. S. Phillips, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Meade (No. 746, Rec. No. 115), entitled "An act to amend the Election Law, generally."

Also, Senate bill introduced by Mr. White (No. 898, Rec. No. 164), entitled "An act to amend chapter five hundred and twenty-five of the Laws of eighteen hundred and seventy-four, in relation to incorporation of subordinate granges," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was referred Assembly bill introduced by Mr. Wende (No. 1963, Int. No. 1456), entitled "An act to amend the Code of Civil Procedure, relative to the qualifications of a referee."

Also, Assembly bill introduced by Mr. Fowler (No. 2221, Int. No. 1570), entitled "An act to amend the Code of Criminal Procedure, in relation to probation."

Also, Assembly bill, introduced by Mr. Fowler (No. 2222, Int. No. 1571), entitled "An act to amend the Code of Criminal Procedure, in relation to probation."

Also, Assembly bill introduced by Mr. Fowler (No. 2223, Int. No. 1572), entitled "An act to amend the Code of Criminal Procedure, in relation to probation officers."

Also, Assembly bill introduced by Mr. Fowler (No. 1895, Int. No. 1410), entitled "An act to amend the Code of Criminal Procedure, relating to the jurisdiction of the County Courts of the counties of Albany and Ulster."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 347, Int. No. 331), entitled "An act to amend the Code of Civil Procedure, in relation to the probate of wills."

Also, Assembly bill introduced by Mr. Walters (No. 2129, Int. No. 1536), entitled "An act to amend the Penal Law, in relation to misconduct by officers and directors of life or casualty insurance corporations upon the co-operative or assessment plan or of fraternal beneficiary societies, orders or associations."

Also, Assembly bill introduced by Mr. Conklin (No. 2193, Int. No. 1560) entitled "An act to amend subdivision four of section twenty-five of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' by providing that the court may impose costs upon the granting of a motion for the transfer of an action from one district to another."

Also, Assembly bill introduced by Mr. Ward (No. 2230, Int. No. 1580), entitled "An act to amend the Penal Law, in relation to crimes against the elective franchise," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills ordered placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was recommended Assembly bill introduced by Mr. Fowler (No. 2204, Int. No. 1331), entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings when a person in confinement appears to be insane," reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was recommended Assembly bill (No. 269, Int. No. 264) introduced by Mr.

Goldberg, entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to civil contempt of court and the remedies, punishments and procedure thereon," reported in favor of the passage of the same, with the following amendments:

Page 2, line 2, strike out the word "two" and insert the word "one".

Page 2, line 2, strike out the words "and fifty".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was referred Assembly bill (No. 211, Int. No. 210) introduced by Mr. J. Levy, entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to payment of money received by marshals, as amended by chapter two hundred and twenty-eight of the Laws of nineteen hundred and five," reported in favor of the passage of the same, with the following amendments:

Page 1, line 7, before the word "whenever" insert "Payment of money received by marshals".

Page 1, line 7, strike out "a" and insert "any".

Page 2, line 2, after the word "thereto" insert in italics "the attorney of record in the action".

Page 2, lines 2 and 3, strike out "their attorney".

Page 2, line 4, change the word "is" to "was".

Page 2, line 7, after the word "clerk", insert "of the court".

Page 2, line 8, after the word "thereto" insert in italics "or to the attorney of record in such action".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was referred Assembly bill (No. 2207, Int. No. 1074) introduced by Mr. Fowler, entitled "An act to amend the Code of Civil Procedure, relating to the payment of money into court, and for the care and

disposition thereof," reported in favor of the passage of the same, with the following amendment:

Page 11, line 10, strike out the word "ten" and insert "*thirty*" in italics.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was referred Assembly bill (No. 2053, Int. No. 1491) introduced by Mr. Kopp, entitled "An act to amend subdivision one of section four hundred and eighty-four of the Penal Law, permitting children to attend certain resorts," reported in favor of the passage of the same, with the following amendments:

Page 1, line 2, after the word "follows" insert "§ 484. Permitting children to attend certain resorts".

Page 1, line 3, after the word "admits" insert "to".

Page 2, lines 5 and 6, strike out "is guilty of a misdemeanor" and insert "or".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was referred Assembly bill (No. 1326, Int. No. 1084) introduced by Mr. Dana, entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to jurisdiction, practice and procedure," reported in favor of the passage of the same, with the following amendments:

Strike out beginning with line 25, page 2, through line 13, page 3.

Page 3, line 14, change "§ 4" to "§ 3".

Page 3, line 23, change "§ 5" to "§ 4".

Page 4, line 22, change "§ 6" to "§ 5".

Page 6, line 5, change "§ 7" to "§ 6".

Page 7, line 19, change "§ 8" to "§ 7".

Page 8, line 1, change "§ 9" to "§ 8".

Page 8, line 10, change "§ 10" to "§ 9".

Page 8, line 25, change "§ 11" to "§ 10".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Fowler, from the committee on codes, to which was referred Assembly bill (No. 1565, Int. No. 1226) introduced by Mr. Toombs, entitled "An act in relation to fictitious transactions over the stock exchange ticker," reported in favor of the passage of the same, with the following amendments:

Page 1, line 1, after the word "to" insert "knowingly".

Page 1, line 2, change "the" after the word "as" to "a".

Beginning with the word "in" on line 3, page 1, strike out through the word "located", page 1, line 4.

Page 1, line 5, strike out the word "else".

Page 1, line 8, change the word "said" to "a".

Page 2, line 3, change the words "two years" to "one year".

Page 2, line 4, change the word "twenty" to "five".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Parker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Shortt (No. 1953, Int. No. 1446) entitled "An act to amend the Railroad Law, in relation to liability of railroad corporations for damages by fire to property not abutting on its premises."

Also, Assembly bill introduced by Mr. Kopp (No. 445, Int. No. 425), entitled "An act to amend the Public Service Commissions Law, in relation to the transportation of certain persons by common carriers at reduced rates."

Also, Assembly bill introduced by Mr. Whitney (No. 501, Int. No. 478), entitled "An act to amend the Railroad Law, in relation to the number of the crew required for operating certain locomotive engines."

Also, Assembly bill introduced by Mr. Wilkie (No. 1065, Int. No. 911), entitled "An act to amend the Railroad Law, in relation to the expenses of alteration of railroad crossings in villages," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Parker, from the committee on railroads, to which was referred Assembly bill (No. 2087, Int. No. 1502) introduced by Mr. Parker, entitled "An act to amend chapter four of the Laws of eighteen hundred and ninety-one, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' relative to acquiring easements for the construction of rapid transit railroads," reported in favor of the passage of the same, with the following amendment:

Page 2, line 11, strike out "or under existing franchises". which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Parker, from the committee on railroads, to which was referred Assembly bill (No. 2086, Int. No. 1501) introduced by Mr. Parker, entitled "An act to amend the Railroad Law so as to provide for the transfer of property when the existence of a railroad corporation ceases," reported in favor of the passage of the same, with the following amendments:

Page 3, line 4, strike out 'franchise' and insert "and all surviving franchises".

Line 6, strike out "has or".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Parker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Hoey (No. 2137, Int. No. 1540), entitled "An act to provide for the regulation and improvement of the railroad, and motive power used thereon, of the New York Central and Hudson River Railroad Company, on the west side of the borough of Manhattan, city of New York, and for discontinuing the use by said company of certain streets, avenues, public parks and places in said borough, at grade," reported in favor of the passage of the following substitute bill:

(See Appendix No. 29.)

which report was agreed to, and said substitute bill ordered printed and placed on the order of second reading. Said substitute bill was then read the second time, and, on motion of Mr. Parker, was

ordered printed and placed in the order of third reading and referred to the committee on revision.

Mr. Waters, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. F. L. Young (No. 1957, Int. No. 1450), entitled "An act to authorize the electors of the village of Peekskill to vote upon a proposition to erect an incinerating plant, and to authorize the issue of bonds for such purpose."

Also, Assembly bill introduced by Mr. Crocker (No. 1959, Int. No. 1452), entitled "An act to amend chapter one hundred and ninety-five of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend chapter one hundred and forty of the Laws of eighteen hundred and fifty-three, entitled "An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village," and the several acts amendatory thereof,' in relation to salaries of policemen and the tax budget."

Also, Assembly bill introduced by Mr. Macdonald (No. 2120, Int. No. 1526), entitled "An act to legalize the acts and proceedings of the board of trustees of the village of Saranac Lake in contracting for the pavement of certain streets in the village of Saranac Lake, and making payments for the same, and assessing the expenses thereof upon the property abutting upon the streets so improved in pursuance of the proposition authorizing such improvements submitted to and adopted by the electors of said village of Saranac Lake," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Waters, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Evans (No. 2272, Int. No. 1599), entitled "An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half per centum, and to legalize the bonds of said village sold and awarded in pur-

suance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to, and said bill ordered restored to its place on the order of third reading.

Mr. Waters, from the committee on affairs of villages, to which was referred Assembly bill (No. 2096, Int. No. 1511) introduced by Mr. F. L. Young, entitled "An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of said village not to exceed the sum of one hundred and sixteen thousand dollars, for the purpose of paying the share of the expenses of certain street improvements to be borne by the village at large, and to authorize the raising of taxes to pay the principal and interest of said bonds," reported in favor of the passage of the same, with the following amendments:

In the act strike out the words "one hundred and sixteen thousand" and insert in place thereof the words "one hundred and twenty-one thousand".

Page 1, line 5, strike out the words "one hundred and sixteen thousand" and insert in place thereof the words "one hundred and twenty-one thousand".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Waters, from the committee on affairs of villages, to which was referred Assembly bill (No. 2095, Int. No. 1510) introduced by Mr. F. L. Young, entitled "An act to authorize the village of Ossining in the county of Westchester, to issue and sell bonds of the village not to exceed the sum of fifty-two thousand dollars, for certain street improvements, to authorize the application of the receipts from assessments to the payment of the principal and interest of said bonds, and to authorize the raising of such taxes as may be necessary to pay such principal and interest, in addition to the receipts from said assessments," reported in favor of the passage of the same, with the following amendments:

In the act, strike out the words "fifty-two thousand" and insert in place thereof the words "fifty-four thousand five hundred".

Page 1, line 5, strike out the words "fifty-two thousand" and insert in place thereof the words "fifty-four thousand five hundred".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Waters, from the committee on affairs of villages, to which was referred Assembly bill (No. 1804, Int. No. 1359) introduced by Mr. Eveleth, entitled "An act to amend the Village Law, in relation to establishing boards of public works in villages and prescribing their powers and duties," reported in favor of the passage of the same, with the following amendments:

Page 2, line 7, after "annual" insert the words "or special".

Page 4, line 5, strike out "trustees" and insert in place thereof "public works".

Page 8, line 2, strike out "five" and insert in place thereof "ten".

Page 8, line 3, after "dollars" insert the following: "in a village of the first class, five thousand dollars in a village of the second class or twenty-five hundred dollars in a village of the third class."

Page 8, line 6, after the period insert the following new sentence: "If any such estimate, submitted to the electors pursuant to the above requirement, is not approved then the amount to be raised as aforesaid for the board of public works, for the year to which such estimate relates, shall be the maximum sum above specified for a village of the class to which the village belongs."

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Waters, from the committee on affairs of villages, to which was referred Senate bill introduced by Mr. Witter (No. 100, Rec. No. 43), entitled "An act in relation to the offices of police justice, clerk and deputy clerk in the village of Wellsville."

Also, Senate bill introduced by Mr. Davis (No. 1041, Rec. No. 154), entitled "An act to amend the Village Law, relative to a second election upon a proposition to raise money," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Lowman, from the committee on excise, to which was referred Assembly bill introduced by Mr. Goldberg (No. 381, Int. No. 365), entitled "An act to amend the Liquor Tax Law, in relation to applications for liquor tax certificates for certain premises within two hundred feet of a church or schoolhouse."

Also, Assembly bill introduced by Mr. Feeley (No. 1053, Int. No. 898), entitled "An act to amend the Liquor Tax Law, in relation to limiting the number of liquor tax certificates in any town, city or village on the basis of the population thereof," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Lowman, from the committee on excise, to which was referred Assembly bill (No. 2105, Int. No. 1518) introduced by Mr. Conklin, entitled "An act to amend the Liquor Tax Law, in relation to definitions, excise taxes upon the business of trafficking in liquors, enumeration, local option, statements to be made upon application for liquor tax certificates, search for seizure and forfeiture of liquors kept for unlawful traffic and penalties," reported in favor of the passage of the same, with the following amendments:

Page 3, line 13, insert a comma after the word "tax" at the beginning of the line; same line, insert a comma after the word "sale".

Page 3, line 15, insert a comma after the word "paid".

Page 3, line 17, strike out the second letter "s" in the word "stamps", the word to read "stamp".

Page 4, line 4, insert a comma after the word "sold".

Page 4, line 8, insert a comma after the word "member".

Page 4, line 14, insert a comma after the word "purposes".

Page 4, line 23, italicize the word "or".

Page 4, line 26, insert a comma after the word "discretion".

Page 5, line 21, the word "purpose" should be plural instead of singular, the word to read "purposes".

Page 6, line 26, the word "fact" should be plural instead of singular, the word to read "facts".

Page 7, line 20, insert a dash after period and before the word "Shall".

Page 7, line 25, insert a dash after period and before the word "Shall".

Page 8, line 4, insert a dash after period and before the word "Shall".

Page 8, line 8, insert a dash after second period and before the word "Shall".

Page 9, line 19, insert the word "for" after the word "cast".

Page 12, line 1, insert "§" before "5".

Page 13, line 6, the word "certificates" should be singular instead of plural, the word to read "certificate".

Page 15, line 23, insert a comma after the word "deposited".

Page 18, line 11, insert a comma after the word "therein".

Page 18, line 18, strike out the word "are" and insert in the place thereof word "were".

Page 19, line 25, add the letter "s," italicized, to the italicized word "question", the italicized word to read "questions".

Page 21, line 14, insert an italicized comma after the word "principal".

Page 23, line 8, the word "surrendered" should be "surrender".

Page 24, insert after line 4, a new section as follows: "§ 9. This act shall take effect immediately."

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Lowman, from the committee on excise, to which was referred Assembly bill (No. 2104, Int. No. 1517) introduced by Mr. Conklin, entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties," reported in favor of the passage of the same, with the following amendments:

Page 3, line 10, strike out the brackets before and after the comma; strike out the italicized word "or", the line to read as follows: "eight or the transfer thereof under section twenty-four,".

Page 3, line 11, strike out the brackets before the word "or" and after the word "twenty-six," the line to read as follows: "twenty-five, or twenty-six, or the surrender thereof for can-".

Page 4, line 19, italicize the second letter "s" in the word "consents".

Page 4, line 24, paragraph matter beginning with the word "If".

Page 6, line 8, strike out the comma after the word "provided".

Page 6, line 19, strike out "form" and insert "from".

Page 6, line 25, insert before "1." "§ 24. Surrender and cancellation of liquor tax certificates; payment of rebates; notice to police officials."

Page 7, line 15, strike out the brackets before the word "less" and after the comma; insert in italics, after the comma and be-

fore the word "in": "on any certificate issued before the passage of this act, and on any certificate thereafter issued" the line to read 'less fifteen dollars, on any certificate issued before the passage of this act, and on any certificate thereafter issued in an amount equal to one-half of the tax'.

Page 10, line 7, strike out the word "adjusted" and insert in the place thereof the word "adjudged".

Page 11, strike out line 24.

Page 11, line 25, "§ 6" should be "§ 5".

Page 18, line 19, insert a comma after the word "court".

Page 19, line 16, "§ 7" should be "§ 6".

Page 19, line 25, strike out the brackets before and after "twenty-six," the line to read "twenty-six, twenty-seven, twenty-eight, twenty-nine, thirty,".

Page 21, line 9, "§ 8" should be "§ 7".

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Lowman, from the committee on excise, to which was referred Assembly bill (No. 2100, Int. No. 1516) introduced by Mr. Conklin, entitled "An act to amend the Liquor Tax Law, in relation to the issuance of liquor tax certificates, and illegal sales and selling," reported in favor of the passage of the same, with the following amendments:

Page 2, line 22, insert a comma after the word "suspended".

Page 2, line 22, paragraph matter beginning with the word "Provided".

Page 3, line 11, insert a comma after the word "loaned".

Page 3, line 25, insert a comma after the word "apply".

Page 4, line 11, strike out the brackets before and after the word "one"; strike out the italicized word "twelve"; strike out the italicized word "midnight", the line to read as follows: "B. On any other day between one o'clock".

Page 4, line 16, strike out comma after the word "day".

Page 4, insert at end of page 4, after line 17, a new section, as follows: "§ 3. This act shall take effect immediately."

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Yale, from the committee on electricity, gas and water supply, to which was referred Assembly bill introduced by Mr. A. E. Smith (No. 2022, Int. No. 1486), entitled "An act to amend chapter seven hundred and thirty-three of the Laws of

nineteen hundred and five, entitled "An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for violation," reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Yale, from the committee on electricity, gas and water supply, to which was referred Assembly bill (No. 1872, Int. No. 1391) introduced by Mr. Merritt, entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies," reported in favor of the passage of the same, with the following amendments:

Page 2, line 3, strike out "either a capital stock or an actual capital em-".

Line 4, strike out "ployed within the State of less than" and insert: "property actually used in the public service within the State of a value not exceeding".

Lines 11 and 12, strike out "or in connection with or".

Line 24, strike out "or in connection with or".

Page 4, line 5, strike out "Safe and adequate" and insert "Adequate".

Page 5, line 1, strike out "Safe and adequate" and insert "Adequate".

Page 5, line 11, strike out "cases" and insert "excess".

Page 6, line 8, strike out "subsequently".

Line 9, after "rates" insert "subsequently".

Page 7, line 18, after "commission" insert "as and when required by it".

Line 19, strike out "their" and insert "any", also strike out "and" and insert "or".

Line 21, strike out "railroad" and insert "other", also after "corporation" strike out "or any corporation" and insert "association".

Strike out lines 25 and 26.

Page 8, strike out lines 1, 2, 3, 4, 5 to and including the word "commission" and insert: "Unless the commission otherwise orders no change shall be made in any rate, charge or rental, or joint rate, charge or rental which shall have been filed by a telegraph corporation or telephone corporation in compliance with the requirements of this chapter, except after thirty days' notice to the commission, which notice shall plainly state the changes proposed to be made in the schedule then in force and the time when the changed rate, charge or rental shall go into effect; and all pro-

posed changes shall be shown by filing new schedules or shall be plainly indicated upon the schedules filed and in force at the time and kept open to public inspection. The commission, for good cause shown, may allow changes in rates, charges or rentals without requiring the thirty days' notice, under such conditions as it may prescribe; all such changes shall be immediately indicated upon its schedules by such telegraph corporation or telephone corporation."

Page 8, line 10, strike out "in", and on line 11 strike out "any manner or by any device" and insert "directly or indirectly".

Page 8, line 24, after the word "persons" insert "or corporations".

Page 8, line 25, after the word "work;" insert "and ministers of religions", also strike out "sleeping car companies,".

Page 8, line 26, strike out "express companies".

Page 8, line 26, strike out "companies" and insert "corporations".

Page 8, line 26, and page 9, line 1, strike out "companies" and insert "corporations".

Page 9, line 1, strike out "companies and to officials, agents and employees".

Page 9, strike out lines 2, 3 and 4, and insert "corporations and street railroad corporations. But this subdivision shall not apply to State, municipal or federal contracts."

Page 11, line 10, strike out "what they shall contain" and insert "the character of the information to be contained therein".

Page 12, line 19, strike out "two" and insert "six".

Line 26, strike out "audit such accounts and may".

Page 13, line 14, strike out "alleged".

Line 16, strike out "alleged".

Page 14, line 20, after "duty" insert: "within sixty days after final submission".

Page 15, line 13, after "law" insert: "or that the maximum rates, charges or rentals chargeable by any such telegraph corporation or telephone corporation are insufficient to yield reasonable compensation for the service rendered,".

Page 15, line 13, after "shall" insert: "with due regard among other things to a reasonable average return upon the value of the property actually used in the public service and of the necessity of making reservation out of income for surplus and contingencies."

Page 15, line 19, after "observed" insert: "and thereafter no increase in any rate, charge or rental so fixed shall be made without the consent of the commission."

Page 16, line 10, strike out "herein".

Page 16, line 11, before "shall" insert "in this chapter".

Page 16, line 12, after "order" insert ", direction or requirement".

Page 16, line 14, strike out "of the requirements of its franchise or".

Line 15, after "states" insert ", not inconsistent with the provisions of this chapter".

Page 17, line 11, strike out "security or".

Pages 17 and 18, in line 21, after "1" strike out the balance of the subdivision and insert: "No telegraph corporation or telephone corporation hereafter formed shall begin construction of its telegraph line or telephone line without first having obtained the permission and approval of the commission and its certificate of public convenience and necessity, after a hearing had upon such notice as the commission may prescribe. No telegraph corporation or telephone corporation shall exercise any right or privilege under any franchise granted or obtained after this article takes effect or theretofore granted or obtained but no part of which has been exercised, without first having obtained the permission and approval of the commission and its certificate of public convenience and necessity after a hearing had upon such notice as the commission may prescribe. Before any such certificate shall be issued there must be filed in the office of the commission by the applicant therefor a verified statement showing that the required consent of the proper municipal authorities has been obtained."

Page 19, line 7, strike out "permission and", also "under this".

Page 19, line 8, strike out "section".

Page 19, line 13, after "stocks" strike out balance of line, and lines 14 to 26, inclusive, and on page 20 strike out lines 1, 2, 3 and 4, and insert in place thereof the following: "No telegraph or telephone corporation shall directly or indirectly acquire the stock on bonds of any other corporation incorporated for or engaged in the same or similar business unless authorized so to do by the commission. Save where stock shall be transferred or held for the purpose of collateral security, no stock corporation, domestic or foreign, other than a telegraph corporation or telephone corporation, shall, without the consent of the commission, purchase or acquire, take or hold more than ten per centum of the total capital stock issued by any telegraph corporation or telephone corporation organized or existing under or by virtue of the laws of this state, except that a corporation now lawfully holding a majority of the capital stock of any telegraph corporation or telephone corporation may, with the consent of the commission,

acquire and hold the remainder of the capital stock of such telegraph corporation or telephone corporation, or any portion thereof. Nothing herein contained shall be construed to prevent the holding of stock heretofore lawfully acquired, or to prevent, upon the surrender or exchange of said stock pursuant to a reorganization plan, the purchase, acquisition, taking or holding of a proportionate amount of stock of any new corporation organized to take over, at foreclosure or other sale the property of any corporation whose stock has been thus surrendered or exchanged. Every contract, assignment, transfer or agreement for transfer of any stock by or through any person or corporation to any corporation in violation of any provision of this chapter shall be void and of no effect, and no such transfer or assignment shall be made upon the books of any such telegraph corporation or telephone corporation, or shall be recognized as effective for any purpose."

Page 20, line 6, after "1" strike out balance of section and insert: "A telegraph or telephone corporation may when authorized by order of the commission and not otherwise, issue stock, bonds, notes or other evidence of indebtedness payable at periods of more than twelve months after the date thereof when necessary for the acquisition of property, the construction, completion, extension or improvement of its facilities or the improvement or maintenance of its service within the state, or for the discharge or lawful refunding of its obligations, or reimbursement of moneys actually expended from the income from any source, within five years next prior to the filing of the application therefor, or for any of such purposes, provided, however, that no order shall be granted authorizing such issue for reimbursement of moneys expended from income for betterments or replacements unless the applicant shall have kept its accounts and vouchers of such expenditures in such manner as to enable the commission to ascertain the amount of moneys so expended and the purposes for which such expenditures were made. The commission may by order authorize the issue of bonds, notes or other evidence of indebtedness for the reimbursement of moneys heretofore actually expended from income for any of the purposes herein specified, except maintenance of service or replacements prior to five years next preceding the filing of the application therefor, provided such application be made prior to January first, nineteen hundred and twelve. The order of the commission shall fix the amount of any such issue and the purposes to which it or its proceeds are to be applied and recite that in the opinion of the commission the money, property or labor procured or to be procured or paid for by such issue or its proceeds has been or is reasonably required for the purposes specified in the order,

and that such purposes are in no part reasonably chargeable to operating expenses or to income except in the case of bonds, notes or other evidence of indebtedness as may be permitted in the order. For the purpose of enabling the commission to determine whether it should issue such an order the commission shall make such inquiry or investigation, hold such hearings and examine such witnesses, books, papers, documents or contracts as it may determine of importance in enabling it to reach a determination. No such corporation shall, without the consent of the commission, apply any such issue or its proceeds to any purpose not specified in the order. Such telegraph corporation or telephone corporation may issue notes for proper corporate purposes and not in violation of any provision of this chapter or of any other act, payable at periods of not more than twelve months, without the consent of the commission; but no such note shall, in whole or in part, directly or indirectly, be refunded by any issue of stock or bonds, or by any evidence of indebtedness running for more than twelve months, without the consent of the commission. No telegraph corporation or telephone corporation shall be required, however, to apply to the commission for authority to issue stocks, bonds, notes or other evidence of indebtedness except for the acquisition of property, the construction, completion, extension or improvement of its facilities, or the improvement or maintenance of its service within the state, or the discharge or refunding of obligations, or reimbursement of moneys actually expended for such purposes; provided that no such stock, bonds, notes or other evidence of indebtedness shall become a lien by way of mortgage or otherwise upon any property of such corporation in this state without the permission and approval of the commission. The commission shall have no power to authorize the capitalization of any franchise or right to be a corporation, or to authorize the capitalization of any franchise or the right to own, operate or enjoy any franchise whatsoever in excess of the amount (exclusive of any tax or annual charge) actually paid to the state or any political subdivision thereof, as the consideration of the grant of such franchise or right, nor shall the corporate stock of the corporation formed by the merger or consolidation of two or more other corporations exceed the sum of the capital stock of the corporations so consolidated, at the par value thereof, or such sum and any additional sum actually paid in cash; nor shall any contract for consolidation or lease be capitalized in the stock of any corporation whatever; nor shall any corporation hereafter issue any bonds against or as a lien upon any contract for consolidation or merger."

Page 22, line 14, after "order" insert "direction or requirement".

Page 23, line 3, after "York" insert "on the relation of the commission,".

Page 23, line 23, after "order" insert "direction or requirement", also after "commission" insert "authorized by this chapter".

Page 23, line 25, after "order" insert "direction or requirement".

Page 23, line 26, after "commission" insert "authorized by this chapter".

Page 24, line 2, after "of the" insert "people of the State of New York on the relation of the".

Page 24, line 18, after "parties" strike out balance of line.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Yale, from the committee on electricity, gas and water supply, to which was recommitted Assembly bill introduced by Mr. Coffey (No. 1598, Int. No. 1094), entitled "An act to provide for a supply of pure and wholesome water for the city of Mount Vernon; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects," reported in favor of the passage of the same, with the following amendments:

Page 1, line 2, strike out "common council" and insert "mayor".

Page 1, line 2, after the words "Mount Vernon" insert "by and with the advice and consent of the common council."

Page 2, line 5, strike out "common council" and insert "mayor".

Page 2, line 9, strike out last word on line.

Page 2, line 10, strike out "common council shall" and insert after the word "thereafter." "The mayor of the city of Mount Vernon by and with the advice and consent of the common council shall".

Page 3, line 8, strike out "common council" and insert "mayor by and with the advice and consent of the common council".

Page 17, after line 5, insert: "§ 18. It shall be lawful for the said board of water supply to contract with any town, incorporated village or city within the area of any water shed acquired

under this act, or on the line of any mains leading from any part of said water shed to the city of Mount Vernon, for the supplying of water to the inhabitants of such town, incorporated village or city, from said water shed, upon such terms and under such conditions that may be agreed upon between said board of water supply and the proper municipal authorities of such town, incorporated village or city; the power to so contract is hereby conferred upon said board of water supply and the said municipal authorities of any such town, incorporated village or city."

Renumber all following sections in bill one higher.

which report was agreed to, and said bill ordered reprinted and placed on the order of second reading.

Mr. Yale, from the committee on electricity, gas and water supply, to which was referred Assembly bill introduced by Mr. Wende (No. 1395, Int. No. 1121), entitled "An act to amend the State Boards and Commissions Law, in relation to the powers and duties of the State Water Supply Commission in respect to water companies," reported the same with the following amendments:

Amend title by inserting comma after "companies" and adding "outside the city of New York".

Page 3, between lines 13 and 14, insert "29cc. Appeals".

Page 4, line 14, after the word "regulation" insert "outside the city of New York".

Page 5, line 25, strike out the word "a" after "by" and insert "the".

Same page, same line, strike out "a" after the word "to".

Page 17, line 11, strike out "the" and insert "reasonable".

Page 19, line 22, strike out the word "manufacturer" and insert "obtaining".

Page 20, line 26, strike out the word "each" and insert "the".

Page 21, line 23, after the second "be" insert "two per centum".

Page 22, line 3, after the word "correct" insert "or not registering against the consumer,".

Page 24, line 8, after "so" insert "merged or".

Page 24, line 10, after the word "be" insert "hereafter".

Page 24, line 18, after the second "the" strike out "proper".

Page 25, line 25, strike out "twenty-five" and insert "fifteen".

Page 26, line 2, strike out "proper".

Page 29, line 25, after "been" insert "knowingly".

Page 30, strike out all after line 11 and insert:

“§ 29cc. Appeals. Any person, corporation or municipality, aggrieved by any decision or order, made under the provisions of this act, who was a party to the proceedings within such decision, or order, was made, may, within sixty days after service upon such aggrieved party of a copy of such decision, or order, appeal therefrom to the Appellate Division of the Supreme Court, in the department in which such decision or order is operative, and to the Court of Appeals, in the same manner and with like effect as is provided in the case of appeals from an order of the Supreme Court.

“§ 2. The sum of fifty thousand dollars is hereby appropriated, out of any moneys in the treasury not otherwise appropriated, to the State Water Supply Commission, for the payment of salaries and disbursements under the provisions of article two-a of the State Boards and Commissions Law as added by this act.

“§ 3. This act shall take effect July first, nineteen hundred and ten.”

and request that said bill be recommitted to said committee, which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. Yale, from the committee on electricity, gas and water supply, to which was referred Senate bill introduced by Mr. Agnew (No. 755, Rec. No. 173), entitled “An act to amend the State Boards and Commissions Law, in relation to the powers and duties of the State Water Supply Commission,” reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Green, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Oliver (No. 1043, Int. No. 894), entitled “An act to amend the General Business Law, in relation to the liability of hotel keepers,” reported the same for the consideration of the House.

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the order of second reading.

Mr. Green, from the committee on general laws, to which was recommitted the Senate bill introduced by Mr. Travis (No. 908, Rec. No. 182), entitled “An act to amend the General Business Law, in relation to indicating the weight of wool or worsted yarns sold within the State,” retaining its place on the order of third

reading, reported in favor of the passage of the same, with the following amendments:

Page 2, line 8, strike out the word "five" and insert the word "eight" in italics.

Page 2, line 10, after the word "effect" strike out balance of line and all of line 11, and insert the following: 'January first, nineteen hundred and eleven.'

which report was agreed to, and said bill ordered reprinted, as amended, and restored to its place on the order of third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Cheney (No. 2235, Int. No. 1460), entitled "An act to amend the Agricultural Law, in relation to payment to owners for keep of condemned bovine animals."

Also, the bill introduced by Mr. Gray (No. 1604, Int. No. 1251), entitled "An act to amend the Tax Law, relative to the time of making special franchise valuations by the State Board of Tax Commissioners."

Also, the bill introduced by Mr. Patrie (No. 2155, Int. No. 1365), entitled "An act to establish a public school teachers' retirement fund in Greene county."

Also, the bill introduced by Mr. Hoey (No. 2156, Int. No. 1490), entitled "An act to amend the Greater New York charter, in relation to regulating the sale in the public streets of the city of New York of tickets of admission to places of amusement."

Also, the bill introduced by Mr. Delano (No. 2237, Int. No. 428), entitled "An act to provide for the construction of a stone or concrete bridge over the State feeder at Cedar street in the city of Oneida, and making an appropriation therefor."

Also, the bill introduced by Mr. Goodwin (No. 1674, Int. No. 1210), entitled "An act to incorporate the city of White Plains."

Also, the bill introduced by Mr. Parker (No. 1709, Int. No. 1322), entitled "An act to provide for the rebuilding of a bridge across South bay in the county of Washington, and making an appropriation therefor."

Also, the bill introduced by Mr. Toombs (No. 1999, Int. No. 415), entitled "An act to amend the Code of Civil Procedure, in relation to pleadings," reported the same without recommenda-

tions, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1900, Int. No. 1415), entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings respecting vagrants," reported the same with the following recommendation:

Page 1, line 1 of the title, after "procedure," insert "by repealing subdivision nine of section eight hundred and eighty-seven thereof".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Ward (No. 2154, Int. No. 1338), entitled "An act to amend chapter three hundred and thirty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the erection of a courthouse in the county of New York and authorizing the acquisition of a site therefor,' as amended," reported the same with the following recommendations:

Page 1, line 4 of the title, strike out "as amended".

Line 7, strike out "further".

Page 2, line 17, strike out the capital "C" in "City" and insert a small "c".

Line 17, strike out the capital "H" in "Hall" and insert a small "h".

Page 3, line 7, strike out "Section" and insert "Sections".

Line 7, after "three" insert ", nine and fourteen".

Line 7, strike out "the said act" and insert "such chapter"; after "amended" insert "by chapter one hundred and twelve of the Laws of nineteen hundred and five,"; strike out "is fur-" and insert "are hereby".

Line 8, strike out "ther"; after "read" insert ", respectively,".

Line 15, strike out "the" and insert "a".

Strike out lines 24 and 25.

Page 5, line 9, strike out the hyphen between "so-called".

Strike out lines 14 and 15.

Page 6, line 5, strike out "provided" and insert "prescribed".

Line 11, italicize "or other buildings".

Line 26, strike out "5" and insert "3".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1905, Int. No. 1420), entitled "An act to amend the Public Health Law, in relation to fines payable to the State Board of Pharmacy," reported the same with the following recommendations:

Page 1, line 2, strike out "article eleven of the Public Health Law" and insert "chapter forty-nine of the Laws of nineteen hundred and nine, entitled An act in relation to the public health, constituting chapter forty-five of the Consolidated Laws,".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Hoey (No. 2157, Int. No. 128), entitled "An act to amend the Greater New York charter, relative to vacations of employées," reported the same with the following recommendations:

Page 1, line 4, after "one," insert "as added by chapter five hundred and fifty-nine of the Laws of nineteen hundred and nine,".

Line 8, italicize "and of".

Page 2, line 1, italicize "the department of education".

Line 7, after "employed" insert comma.

Line 9, italicize "s" in "weeks".

Line 10, make paragraph and insert "§ 2."

Line 11, strike out "herewith" and insert "with this act".

Line 12, strike out "2" and insert "3".

Line 2, italicize "s" in "weeks".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1906, Int. No. 1421), entitled "An act to amend the Public Health Law, in relation to the payment of fines, penalties and forfeitures to the State Dental Society," reported the same with the following recommendations:

Page 1, line 2, strike out "article nine of the Public Health Law" and insert "chapter forty-nine of the Laws of nineteen hundred and nine, entitled 'An act in relation to the public health, constituting chapter forty-five of the Consolidated Laws,'".

Line 5, strike out "law" and insert "laws".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1901, Int. No. 1416), entitled "An act to amend the Code of Criminal Procedure, in relation to bail," reported the same with the following recommendations:

Page 1, line 2, after "procedure," strike out balance of line.

Line 3, strike out "seven of the Laws of nineteen hundred and eight".

Line 5, after "bail" insert comma.

Line 8, strike out the comma after "warrant".

Line 9, insert a comma before "or".

Line 10, strike out "or" and insert "and".

Page 2, line 1, insert a comma before "or".

Line 3, strike out "Any" and insert "By any"; strike out the period at end of line and insert ", or".

After line 3, insert "3. By any judge of the Court of General Sessions,".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1907, Int. No. 1422), entitled "An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York," reported the same with the following recommendations:

Page 1, line 1, strike out "article thir-" and insert "chapter forty-nine of the Laws of nineteen hundred and nine, entitled 'An act in relation to the public health, constituting chapter forty-five of the Consolidated Laws,'".

Line 2, strike out "teen of the Public Health Law".

Page 2, line 13, strike out "such" and insert "said".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Macdonald (No. 2159, Int. No. 716), entitled "An act to amend the Public Health Law, in relation to disinfection by health authorities," reported the same with the following recommendation:

Page 1, line 9, strike out "thereof" and insert "hereof".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1903, Int. No. 1418), entitled "An act to amend the Penal Law, in relation to fines and penalties payable to societies for the prevention of cruelty to animals," reported the same with the following recommendations:

Page 1, line 1 of the title, strike out "and" and insert comma.

Line 1 of the title, after "penalties" insert "and forfeitures".

Line 1, strike out "of the Penal Law" and insert "chapter eighty-eight of the Laws of nineteen hundred and nine, entitled 'An act providing for the punishment of crime, constituting chapter forty of the Consolidated Laws,'".

Strike out lines 3 and 4.

Line 5, strike out "eight".

Page 2, line 8, after "any" insert "of".

Line 16, strike out "confer" and insert "prefer".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1909, Int. No. 1424), entitled "An act to amend the Public Health Law, in relation to fines payable to medical societies," reported the same with the following recommendations:

Page 1, line 1, strike out "article" and insert "chapter forty-nine of the Laws of nineteen hundred and nine, entitled 'An act in relation to the public health, constituting chapter forty-five of the Consolidated Laws,'".

Line 2, strike out "eight of the Public Health Law".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1902, Int. No. 1417), entitled "An act to amend the Penal Law, in relation to male persons living on the earnings of prostitution," reported the same with the following recommendations:

Page 1, line 1, strike out "the Penal Law" and insert "chapter eighty-eight of the Laws of nineteen hundred and nine, entitled 'An act providing for the punishment of crime, constituting chapter forty of the Consolidated Laws,'".

Line 2, after "adding" insert "thereto".

Line 2, strike out "known as".

Line 3, after "eight" insert "thereof,"; strike out "and".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1904, Int. No. 1419), entitled "An act to amend the Penal Law, in relation to fines payable to societies for prevention of cruelty to children," reported the same with the following recommendations:

Page 1, line 1 of the title, after "fines" insert ", penalties and forfeitures,".

Line 1, strike out "the Penal" and insert "chapter eighty-eight of the Laws of nineteen hundred and nine, entitled 'An act providing for the punishment of crime, constituting chapter forty of the Consolidated Laws,'".

Line 2, strike out all of line.

Line 3, strike out "of eighteen hundred and eighty-eight".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Conklin (No. 1908, Int. No. 1423), entitled "An act to amend the Public Health Law, in relation to payment of fines to the New York State Nurses' Association," reported the same with the following recommendations:

Page 1, line 1, strike out "article twelve" and insert "chapter forty-nine of the Laws of nineteen hundred and nine, entitled 'An act in relation to the public health, constituting chapter forty-five of the Consolidated Laws,'".

Line 2, strike out "of the Public Health Law".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Ward (No. 2186, Int. No. 902), entitled "An act to amend the Election Law, in relation to the creation, division and alteration of election districts in cities containing a population of one million and over," reported the same with the following recommendations:

Page 1, line 3 of the title, strike out " and " and insert " or ".

Page 3, line 1, after " on " strike out " the ".

Line 3, after " town " insert comma.

Line 19, after " voters " insert comma.

Page 4, line 4, after " fifty " insert comma.

Line 16, after " over " insert comma.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Merritt (No. 2238, Int. No. 966), entitled "An act to amend the Tax Law, in relation to the appointment of appraisers, stenographers and clerks," reported the same with the following recommendations:

Page 1, line 2 of the title, strike out the period and insert " in counties, and additional employees in the State Comptroller's office."

Line 1, after " nine " insert " of chapter sixty-two ".

Line 8, after " may " insert " **[at pleasure]** ".

Page 2, place in roman type " to act " in line 3.

Line 17, strike out " Niagara ".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Gillen (No. 2158, Int. No. 1045), entitled "An act to authorize the board of assessors of the city of New York to estimate and allow the damages sustained by owners of real property fronting upon streets approaching the Manhattan bridge over the East river in said city," reported the same with the following recommendation:

Page 2, line 5, after " building " add " s ".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Cheney, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

“An act to amend the Prison Law, in relation to compensation of certain officers.” (No. 1221, Int. No. 1019.)

“An act making provision for issuing bonds to an amount not exceeding two million five hundred thousand dollars, for the use of the Commissioners of the Palisades Interstate Park in the extension and improvement of the park under their jurisdiction as from time to time such park may exist, and providing for a submission of the same to the people, to be voted upon at the general election to be held in the year nineteen hundred and ten.” (No. 2122, Int. No. 1528.)

“An act to amend the Judiciary Law, in relation to the compensation of stenographers appointed by justices of the Appellate Division of the third and fourth departments and by justices assigned to hold Special Terms of the Supreme Court in the third and fourth judicial districts.” (No. 1467, Int. No. 1172.)

“An act to accept a gift upon certain conditions from Mary W. Harriman to the people of the State of New York of land in the counties of Orange and Rockland for the purpose of a State park, and the gift of the sum of one million dollars for the extension and improvement thereof, and designating the Commissioners of the Palisades Interstate park as the commission to receive and administer such gifts and enlarging the powers and extending the jurisdiction of such commission for that purpose.” (No. 2121, Int. No. 1527.)

“An act making an appropriation and reappropriating balance of appropriation heretofore made for designs, plans and specifications for alterations and extensions to building known as the State House, to render the same suitable for use of the Court of Appeals.” (No. 2021, Int. No. 1485.)

“An act to amend the General Municipal Law, in relation to examiners of accounts of municipalities.” (No. 1150, Int. No. 964.)

“An act to amend the Code of Civil Procedure, in relation to stenographers in surrogate's courts in the counties of New York, Kings and Erie.” (No. 2219, Int. No. 657.)

"An act to amend the General Business Law, relative to employment agencies." (No. 2220, Int. No. 795.)

"An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers,' generally." (No. 2243, Int. No. 678.)

"An act to amend the Penal Law, relative to the punishment of parents, guardians or other persons for contributing to the delinquency and offenses of children." (No. 2177, Int. No. 346.)

"An act to amend the Judiciary Law, in relation to the collection and publication of judicial statistics, and repealing certain sections of the Code of Criminal Procedure, in reference thereto." (No. 2250, Int. No. 1056.)

"An act to amend the Lien Law, relative to vacating and canceling bonds or undertakings." (No. 2249, Int. No. 1445.)

"An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations." (No. 2241, Int. No. 1118.)

"An act to amend the Domestic Relations Law, in relation to qualifications for matrimony as to age of parties and consent of parents." (No. 2251, Int. No. 1274.)

"An act to amend the Agricultural Law, in relation to the State Fair Commission." (No. 2012, Int. No. 1476.)

"An act for the relief of the town of Malone in the county of Franklin." (No. 1917, Int. No. 1432.)

"An act to provide a retirement fund for teachers in State institutions." (No. 874, Int. No. 768.)

"An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Delhi, Delaware county, and making an appropriation therefor." (No. 136, Int. No. 136.)

The bill (No. 1897, Int. No. 1412) entitled "An act to amend the Judiciary Law, in relation to salaries of the attendants of the Supreme Court in the first judicial district and of the Appellate Division of the first department and to equalize therewith

the salaries of attendants and messengers of the surrogate's court of New York county," having been announced,

Mr. Goldberg moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended by substituting the following substitute bill:

(See Appendix No. 31.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. S. Phillips, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 2245, Int. No. 1170) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section seven of article one of the Constitution, in relation to the drainage of lands," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack

Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2246, Int. No. 1400) entitled "An act to amend the Highway Law, in relation to salaries," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 5

Those who voted in the affirmative were:

Abbey	Delano	Greenwood	Merritt	Sweet
Allen A F	De Long	Hackett	Metzendorf	Thompson
Allen H E	Doherty	Haines	Miller J L	Thorn
Argetsinger	Donnelly	Harwood	Murray	Trombly
Barden	Donovan	Hearn	Neupert	Van Olinda
Baumes	Ebbets	Herrick	Nolan	Vosburgh
Beck	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boshart	Farrell	Holden	O'Neill J J	Ward
Boylan	Fay	Howard	O'Neil M A	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weimert
Brown G W	Foley	Keller	Phillips C W	Weinstein
Burgoyne	Fowler	Kopp	Phillips J S	Wende
Caughlan	Friend	Lachman	Raldiris	White E H
Cheney	Frisbie	Lansing	Reed	White L H
Clarke R H	Garfein	Levy J	Rozan	Whitley
Clark S C	Gerhardt	Lowman	Sanner	Whitney
Coffey	Gerken	Lupton	Shea	Wilkie
Colné	Gillen	Macdonald	Shepardson	Wilsnack
Conklin	Goldberg	MacGregor	Shortt	Wood
Connell	Goodspeed	Manley	Smith A E	Wright
Cosad	Goodwin	Marlatt	Smith M	Yale
Crocker	Graubard	McElligott	Spielberg	Young F L
Cross	Gray	McInerney	Stivers	Zorn
Dana	Green	McKeon	Sullivan	

Those who voted in the negative were:

Bates	Callan	Pitkin	Roberts	Young E
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1918, Int. No. 1433) entitled "An act to amend the Code of Criminal Procedure, in relation to record of trial to be furnished by county clerk to officer in charge of criminal sentenced to a reformatory," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F I
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1801, Int. No. 1356) entitled "An act to amend the Insanity Law and Penal Law, relative to private institutions for the insane," having been announced,

Mr. Ward moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith, amended as follows:

On page 1, strike out of the title the words "and Penal Law."

On page 2, line 22, after the word "determine" insert in italics a new sentence to read as follows: "This section shall not apply to a public general hospital making provision in a pavilion or special wards for the care, nursing and observation of temporary detention of alleged insane patients or patients pending commitment to a State hospital or an institution licensed by the State Commission in Lunacy."

Page 2, strike out all of lines 23, 24, 25 and 26.

On page 3, strike out all of lines 1, 2, 3, 4, 5 and 6.

On page 3, line 7, strike out the figure "3" and insert the figure "2".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. S. Phillips, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1802, Int. No. 1357) entitled "An act to amend the Insanity Law, relative to the Psychiatric Institute and the director thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argersinger	Donnelly	Hearn	Nolan	Trombly
Parden	Donovan	Herriek	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveloth	Holden	O'Neil M A	Walters
Bosbart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Parkins	Waters

Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1713, Int. No. 1326) entitled "An act to amend the Insanity Law, in relation to reimbursement of the State for the support of inmates of State hospitals, and the enforcement of the State's claims therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney

Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colne	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2112, Int. No. 23) entitled "An act to amend the Penal Law, in relation to the issuing of licenses to carry fire-arms," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn -
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney -
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colne	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2220, Int. No. 795) entitled "An act to amend the General Business Law, relative to employment agencies," having been announced,

Mr. Green moved that said bill be recommitted to the committee on general laws, with instructions to report the same forthwith, amended as follows:

Page 7, line 5, strike out bracket after the word "fee" and insert bracket after the word "and" at the end of line 5.

Page 23, line 11, insert after the word "excepting" " [only] ".

Page 27, line 7, strike out bracket before the word "exempted" and insert bracket before the word "excepting" on same line.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Green, from the committee on general laws, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 2219, Int. No. 657) entitled "An act to amend the Code of Civil Procedure, in relation to stenographers in surrogates' courts in the counties of New York, Kings and Erie," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker

Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Parker	Ward
Boylan	Fay	Jackson	Patrie	Waters
Brainerd	Feeley	Joseph	Perkins	Weiland
Brown C F	Filley	Keller	Phillips C W	Weimert
Brown G W	Foley	Kopp	Phillips J S	Weinstein
Burgoyne	Fowler	Lachman	Pitkin	Wende
Callan	Friend	Lansing	Raldiris	White E H
Caughlan	Frisbie	Levy J	Reed	White L H
Cheney	Garfein	Lowman	Roberts	Whitley
Clarke R H	Gerhardt	Lupton	Rozan	Whitney
Clark S C	Gerken	Macdonald	Sanner	Wilkie
Coffey	Gillen	MacGregor	Shea	Wilsnack
Cohné	Goldberg	Manley	Shepardson	Wood
Conklin	Goodspeed	Marlatt	Shortt	Wright
Connell	Goodwin	McElligott	Smith A E	Yale
Cosad	Graubard	McInerney	Smith M	Young E
Crocker	Gray	McKeon	Spielberg	Young F L
Cross	Green	Merritt	Stivers	Zorn
Dana	Greenwood	Metzendorf	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2240, Int. No. 1426) entitled "An act in relation to the inferior courts of criminal jurisdiction in the city of New York, defining their powers and jurisdiction and providing for their officers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland

Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White I H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 932, Int. No. 294) entitled "An act to amend the Forest, Fish and Game Law, in relation to trespass," having been announced for a third reading,

On motion of Mr. Vosburgh, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2178, Int. No. 1146) entitled "An act to amend the General Business Law, in relation to private detectives," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neil J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters

Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colne	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 1094, Rec. No. 177) entitled "An act to amend the Judiciary Law, constituting chapter thirty of the Consolidated Laws, in relation to salaries of the attendants of the Supreme Court in the first judicial district and of the Appellate Division of the first department," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 2

Those who voted in the affirmative were:

Abbey	Doherty	Harwood	Murray	Thompson
Allen A F	Donnelly	Hearn	Neupert	Thorn
Allen H E	Donovan	Herrick	Nolan	Toombs
Argersinger	Ebbets	Hinman	Odell	Trombly
Barden	Evans	Hoey	Oliver	Van Olinda
Baumes	Eveleth	Holden	O'Neill J J	Vosburgh
Beck	Farrell	Howard	O'Neil M A	Walker
Bennett	Fay	Jackson	Patrie	Walters
Boshart	Feeley	Joseph	Perkins	Ward
Boylan	Filley	Keller	Phillips C W	Waters
Brainerd	Foley	Kopp	Phillips J S	Weiland
Brown C F	Fowler	Lachman	Pitkin	Weimert
Brown G W	Friend	Lansing	Raldiris	Weinstein
Burgoyne	Frisbie	Levy J	Reed	Wende
Callan	Garfein	Lowman	Roberts	White E H
Caughlan	Gerhardt	Lupton	Rozan	White L H
Cheney	Gerken	Macdonald	Sanner	Whitley

Clarke R H	Gillen	MacGregor	Shea	Whitney
Clark S C	Goldberg	Manley	Shepardson	Wilkie
Coffey	Goodspeed	Marlatt	Shortt	Wilsnack
Colné	Goodwin	McElligott	Smith A E	Wood
Connell	Graubard	McInerney	Smith M	Wright
Cosad	Gray	McKeon	Spielberg	Yale
Crocker	Green	Merritt	Stivers	Young E
Cross	Greenwood	Metzendorf	Sullivan	Young F L
Delano	Hackett	Miller J L	Sweet	Zorn
De Long	Haines			

Those who voted in the negative were:

Conklin Dana

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. McInerney called up Assembly bill (No. 1279, Int. No. 1056), entitled "An act to amend the Judiciary Law, in relation to the collection and publication of judicial statistics, and repealing certain sections of the Code of Criminal Procedure, in reference thereto," now on the order of third reading.

Said bill having been announced, Mr. McInerney moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith, amended as follows:

On line 11, page 2, strike out "and", and also all of line 12, preceding the word "who".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. J. S. Phillips, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

By unanimous consent, Mr. MacGregor called up Assembly bill (No. 2177, Int. No. 346), entitled "An act to amend the Penal Law, relative to the punishment of parents, guardians or other persons for contributing to the delinquency and offenses of children," now on the order of third reading.

Said bill having been announced, Mr. MacGregor moved that said bill be recommitted to the committee on codes, with instructions to report the same forthwith, amended as follows:

Page 2, line 3, after the word " of " insert word " juvenile ".

Page 2, line 11, after the word " be " strike out word " a " and insert word " an ".

Page 2, line 16, after the words " depraved or " insert words " may be ".

Page 2, line 21, after the words " guilty of " insert word " juvenile ".

Page 3, line 11, strike out the word " juvenile " and insert word " child ".

Page 4, line 7, strike out word " and " and insert word " or "; at end of line strike out words " in addition ".

Page 4, line 9, after the words " New York " insert the words " for not to exceed one year,".

Page 5, line 5, strike out period following word " bond " and insert words " if any ".

Page 5, line 8, after word " bond " insert words " if any ".

Page 6, line 9, after the word " bond " insert words " if any ".

Page 6, line 16, after the word " of " insert the word " the ".

Page 6, line 17, at the beginning of line, and following the word " magistrate " on line 16, insert the words " or his successor ".

Page 6, line 22, strike out the period at the end of line and insert comma, then insert the words " except in the city of New York where the jurisdiction is hereby conferred upon and shall be exercised by the city magistrate."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Fowler, from the committee on codes, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 298, Rec. No. 18) entitled "An act authorizing and directing the board of supervisors of Erie county to pay to various towns of Erie county and the city of Tonawanda certain items or sums of money illegally charged against the taxable property, inhabitants and corporations of said towns in the various annual tax rolls and warrants for said towns, and authorizing the county of Erie to issue its bonds with which to make such payments, and legalizing the previous acts of the several town boards in said county in relation to collecting such sums," having been announced for a second reading,

On motion of Mr. Wende, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2006, Int. No. 1470) entitled "An act to amend chapter two hundred and ninety-eight of the Laws of eighteen hundred and ninety-seven, entitled 'An act in relation to the distribution of advertising matter in the city of New York,' in relation to such city as now constituted," was read the second time.

On motion of Mr. R. H. Clarke, said bill was placed on the order of third reading.

On motion of Mr. R. H. Clarke, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspee	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2248, Int. No. 1538) entitled "An act to provide a charter for the city of New Rochelle," having been announced, Mr. Coffey moved to amend as follows:

Page 142, line 20, strike out section 459 in its entirety.

Page 143, line 12, renumber " § 460." to read " § 459."

Page 84, line 20, after " ings " strike out the balance of section 209, and insert " shall be the same as are provided by the Code of Civil Procedure for courts of justices of the peace, in so far as the same are not inconsistent with the provisions of this act."

Page 85, line 7, strike out section 210 in its entirety.

Page 86, line 5, renumber " § 211." to read " § 210."

Page 86, line 17, renumber " § 212." to read " § 211."

Page 86, line 22, renumber " § 213." to read " § 212."

Page 88, line 6, renumber " § 215." to read " § 214."

Page 89, line 5, renumber " § 216." to read " § 215."

Page 90, line 8, renumber " § 217." to read " § 216."

Page 90, line 20, renumber " § 218." to read " § 217."

Page 91, line 1, renumber " § 219." to read " § 218."

Line 4, renumber " § 220." to read " § 219."

Line 8, renumber " § 221." to read " § 220."

Line 13, renumber " § 222." to read " § 221."

Line 17, renumber " § 223." to read " § 222."

Line 26, renumber " § 224." to read " § 223."

Page 92, line 14, renumber " § 225." to read " § 224."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. Coffey, was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1366, Int. No. 946) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' generally," was read the second time.

On motion of Mr. Conklin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1817, Int. No. 1372) entitled "An act to amend the Navigation Law, in relation to the placing of buoys or beacons to mark obstructions to navigation," was read the second time.

On motion of Mr. De Long, said bill was placed on the order of third reading.

On motion of Mr. De Long, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hillman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1960, Int. No. 1453) entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Warren county," was read the second time.

On motion of Mr. De Long, said bill was placed on the order of third reading.

On motion of Mr. De Long, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2102, Int. No. 1520) entitled "An act to amend the Greater New York charter, relative to the number of deputies in the department of public charities," was read the second time.

On motion of Mr. Foley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 755, Int. No. 677) entitled "An act to amend chapter thirty of the Laws of nineteen hundred and nine, entitled 'An act relating to highways, constituting chapter twenty-five of the Consolidated Laws, in relation to route five of the State highways," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading.

On motion of Mr. Fowler, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Roza	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2142, Int. No. 1545) entitled "An act to amend chapter sixty-five of the Laws of nineteen hundred and six, entitled 'An act to make the office of sheriff of Ulster county a salaried office, and to regulate the management thereof,' in relation to an additional assistant to such sheriff," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading.

On motion of Mr. Fowler, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker-
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colne	Goldberg	Manley	Shorrt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1083, Int. No. 914) entitled "An act to permit the fire commissioner of the city of New York to determine the amount of pension to be allowed to James H. Ballentine from the firemen's pension fund," was read the second time.

On motion of Mr. Glore, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1697, Int. No. 981), entitled "An act to amend the Tax Law, in relation to the franchise tax on corporations," was read the second time.

On motion of Mr. Gray, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 712, Int. No. 644) entitled "An act to amend the Navigation Law, in relation to lavatories on ferry boats operated in certain cities," was read the second time.

On motion of Mr. Hackett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1398, Int. No. 493) entitled "An act to amend the Navigation Law, in relation to certain motor craft," was read the second time.

On motion of Mr. Harwood, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2147, Int. No. 1550) entitled "An act to amend the charter of the city of Rensselaer, in relation to the bond of the treasurer of said city for the collection of taxes," was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading.

On motion of Mr. Lansing, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neill M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Coluë	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E L
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1760, Int. No. 1345) entitled "An act to amend the Tax Law, in relation to equalization in certain counties," was read the second time.

On motion of Mr. Lupton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1875, Int. No. 1394) entitled "An act to amend the Education Law, in relation to the assessment of property for actual district taxes," having been announced,

Mr. Lupton moved to amend by substituting the following substitute bill:

(See Appendix No. 30.)

Said bill, as amended, was then read the second time, and, on motion of Mr. Lupton, was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 2225, Int. No. 1574) entitled "An act to amend

chapter one hundred and thirty-one of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof,' in relation to appointment and salaries of employees at the jail," was read the second time.

On motion of Mr. Lupton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1436, Int. No. 1153) entitled "An act to amend the Greater New York charter, relative to the uniformed force of the department of street cleaning," was read the second time.

On motion of Mr. McGrath, said bill was placed on the order of third reading.

On motion of Mr. McGrath, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vesburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Fillee	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright

Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1951, Int. No. 1444) entitled "An act to amend the Greater New York charter so as to confer upon the board of estimate and apportionment power to acquire land for playground purposes," was read the second time.

On motion of Mr. Wende, said bill was placed on the order of third reading.

On motion of Mr. Wende, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 1

Those who voted in the affirmative were:

Abbey	De Long	Haines	Miller J L	Sweet
Allen A F	Doherty	Harwood	Murray	Thompson
Allen H E	Donnelly	Hearn	Neupert	Thorn
Argetsinger	Donovan	Herrick	Nolan	Trombly
Barden	Ebbets	Hinman	Odell	Van Olinda
Baumes	Evans	Hoey	Oliver	Vosburgh
Beck	Eveleth	Holden	O'Neill J J	Walker
Bennett	Farrell	Howard	O'Neil M A	Walters
Boshart	Fay	Jackson	Patrie	Ward
Boylan	Feeley	Joseph	Perkins	Waters
Brainerd	Filley	Keller	Phillips C W	Weiland
Brown C F	Foley	Kopp	Phillips J S	Weimert
Brown G W	Fowler	Lachman	Pitkin	Weinstein
Burgoyne	Friend	Lansing	Raldiris	Wende
Callan	Frisbie	Levy J	Reed	White E H
Caughlan	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Gillen	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood

Connell	Goodwin	McElligott	Smith A E	Wright
Cosad	Graubard	McInerney	Smith M	Yale
Crocker	Gray	McKeon	Spielberg	Young E
Cross	Green	Merritt	Stivers	Young F L
Dana	Greenwood	Metzendorf	Sullivan	Zorn
Delano	Hackett			

In the negative:

Conklin

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1448, Int. No. 1165) entitled "An act to amend the Tax Law, in relation to receipts by collectors and receivers of taxes," was read the second time.

On motion of Mr. J. J. O'Neill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1961, Int. No. 1454) entitled "An act to amend the General City Law, in relation to the licensing of dogs in cities of the third class," was read the second time.

On motion of Mr. Reed, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1607, Int. No. 1254) entitled "An act to establish a ferry from and to Gunnison's Landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridport, in the State of Vermont, called Brook's," was read the second time.

On motion of Mr. Shea, said bill was placed on the order of third reading.

On motion of Mr. Shea, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herriek	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Parker	Ward
Boylan	Fay	Jackson	Patrie	Waters
Brainerd	Feeley	Joseph	Perkins	Weiland
Brown C F	Filley	Keller	Phillips C W	Weimert
Brown G W	Foley	Kopp	Phillips J S	Weinstein
Burgoyne	Fowler	Lachman	Pitkin	Wende
Callan	Friend	Lansing	Raldiris	White E H
Caughlan	Frisbie	Levy J	Reed	White L H
Cheney	Garfein	Lowman	Roberts	Whitley
Clarke R H	Gerhardt	Lupton	Rozan	Whitney
Clark S C	Gerken	Macdonald	Sanner	Wilkie
Coffey	Gillen	MacGregor	Shea	Wilsnack
Colné	Goldberg	Manley	Shepardson	Wood
Conklin	Goodspeed	Marlatt	Shortt	Wright
Connell	Goodwin	McElligott	Smith A E	Yale
Cosad	Graubard	McInerney	Smith M	Young E
Crocker	Gray	McKeon	Spielberg	Young F L
Cross	Green	Merritt	Stivers	Zorn
Dana	Greenwood	Metzendorf	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2059, Int. No. 1497) entitled "An act to amend the charter of the city of Plattsburgh, in relation to Riverside cemetery," was read the second time.

On motion of Mr. Trombly, said bill was placed on the order of third reading.

On motion of Mr. Trombly, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Parker	Ward
Boylan	Fay	Jackson	Patrie	Waters
Brainerd	Feeley	Joseph	Perkins	Weiland
Brown C F	Filley	Keller	Phillips C W	Weimert
Brown G W	Foley	Kopp	Phillips J S	Weinstein
Burgoyne	Fowler	Lachman	Pitkin	Wende
Callan	Friend	Lansing	Raldiris	White E H
Caughlan	Frisbie	Levy J	Reed	White L H
Cheney	Garfein	Lowman	Roberts	Whitley
Clarke R H	Gerhardt	Lupton	Rozan	Whitney
Clark S C	Gerken	Macdonald	Sanner	Wilkie
Coffey	Gillen	MacGregor	Shea	Wilsnack
Colné	Goldberg	Manley	Shepardson	Wood
Conklin	Goodspeed	Marlatt	Shortt	Wright
Connell	Goodwin	McElligott	Smith A E	Yale
Cosad	Graubard	McInerney	Smith M	Young E
Crocker	Gray	McKeon	Spielberg	Young F L
Cross	Green	Merritt	Stivers	Zorn
Dana	Greenwood	Metzendorf	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2144, Int. No. 1547) entitled "An act for the relief of the town of Johnstown, in the county of Fulton," was read the second time.

On motion of Mr. Vosburgh, said bill was placed on the order of third reading.

On motion of Mr. Vosburgh, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1973, Int. No. 1466) entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' generally," was read the second time.

On motion of Mr. Vosburgh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1096, Int. No. 927) entitled "An act to amend the Greater New York charter, in relation to wooden block pavements," was read the second time.

On motion of Mr. Walker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2125, Int. No. 1532) entitled "An act to amend section two hundred and seventy-one of chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended

by chapter two hundred and twenty-eight of the Laws of nineteen hundred and one, and chapter six hundred and fifty of the Laws of nineteen hundred and seven, relating to salaries in the department of public works," was read the second time.

On motion of Mr. Weimert, said bill was placed on the order of third reading.

On motion of Mr. Weimert, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young I
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2126, Int. No. 1533) entitled "An act authorizing the city of Buffalo to convey certain lands and relinquish certain rights to the United States of America and to comply with other conditions required in consideration of the improvement of the harbor in said city by the United States," was read the second time.

On motion of Mr. Weimert, said bill was placed on the order of third reading.

On motion of Mr. Weimert, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herriek	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clarke S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2128, Int. No. 1535) entitled "An act to authorize the city of Buffalo and the county of Erie to negotiate for the transfer and conveyance to said city or to said county of the city and county hall in said city," was read the second time.

On motion of Mr. Weimert, said bill was placed on the order of third reading.

On motion of Mr. Weimert, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2020, Int. No. 1484) entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred

and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter three hundred and eighty-four of the Laws of nineteen hundred and nine, in relation to the foreclosure of tax sale certificates," was read the second time.

On motion of Mr. Wilkie, said bill was placed on the order of third reading.

On motion of Mr. Wilkie, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Thompson
Allen A F	De Long	Haines	Murray	Thorn
Allen H E	Doherty	Harwood	Neupert	Trombly
Argetsinger	Donnelly	Hearn	Nolan	Van Olin'da
Barden	Donovan	Herrick	Odell	Vicinus
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnac's
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf	Sweet	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2141, Int. No. 1544) entitled "An act to permit cities of the first, second and third classes to establish within

their boundaries districts with varying restrictions upon the heights of buildings thereafter erected, and upon the proportion of lot area to be covered by such buildings," was read the second time.

On motion of Mr. Wilsnack, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2150, Int. No. 1553) entitled "An act to amend the Town Law, in relation to the establishment of lighting districts in the towns of Westchester county," was read the second time.

On motion of Mr. F. L. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2247, Int. No. 1569) entitled "An act constituting the charter of the city of New York," was read the second time.

On motion of Mr. Conklin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 967, Int. No. 834) entitled "An act to amend the Agricultural Law, in relation to the definition of adulterated milk," was read the second time.

On motion of Mr. Baumes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2089, Int. No. 1504) entitled "An act to amend the Agricultural Law, in relation to the adulteration or misbranding of food and food products and to repeal certain provisions of law relative to the same," was read the second time.

On motion of Mr. Boshart, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2191, Int. No. 1558) entitled "An act to amend the Agricultural Law, in relation to concentrated commercial feeding stuffs," was read the second time.

On motion of Mr. Boshart, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2192, Int. No. 1559) entitled "An act to amend the Agricultural Law," was read the second time.

On motion of Mr. Boshart, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2146, Int. No. 1549) entitled "An act to amend

the Agricultural Law, in relation to the selling of poultry, orchard, garden, dairy and other farm products by commission merchants," having been announced for a second reading,

On motion of Mr. Lupton, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 601, Rec. No. 97) entitled "An act to require the surrogate of the county of New York to transfer to the chamberlain of the city of New York certain books of accounts and papers relating to the moneys and securities paid into court, formerly held by the surrogate of said county," was read the second time.

On motion of Mr. Conklin, said bill was placed on the order of third reading.

The Senate bill (No. 1088, Rec. No. 175) entitled "An act to limit the commencement of actions with respect to certain encroachments in the city of New York," was read the second time.

On motion of Mr. A. E. Smith, said bill was placed on the order of third reading.

The Senate bill (No. 1140, Rec. No. 186) entitled "An act to amend the General City Law, in relation to the operation of crematories for disposal of garbage," having been announced, Mr. Wende moved to amend as follows:

On page 1, line 6, after the word "crematory" strike out the words "in any city".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The Senate bill (No. 583, Rec. No. 140) entitled "An act to amend the Town Law, in relation to lighting streets and petition for improvements," having been announced for a second reading,

On motion of Mr. Frisbie, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The Senate bill (No. 1096, Rec. No. 178) entitled "An act to amend the County Law, in relation to compensation of super-

visors and the appointment and compensation of clerks of boards of supervisors in certain counties, and to repeal certain acts and parts of acts relating thereto, affecting the counties of Allegany and Broome and counties of a certain population," was read the second time.

On motion of Mr. Abbey, said bill was placed on the order of third reading.

The Senate bill (No. 1080, Rec. No. 180) entitled "An act to amend the Highway Law, in relation to the appointment of a county superintendent where the board of supervisors fails to appoint," was read the second time.

On motion of Mr. Reed, said bill was placed on the order of third reading.

On motion of Mr. Reed, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood

Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 765, Rec. No. 117) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' in relation to salaries," was read the second time.

On motion of Mr. Weimert, said bill was placed on the order of third reading.

The Senate bill (No. 995, Rec. No. 163) entitled "An act to amend the General Business Law, being chapter twenty of the Consolidated Laws, by inserting a new article, to be known as article three-a, private banking," having been announced, Mr. Foley moved that said bill be recommitted to the committee on banks, with instructions to report the same forthwith amended by substituting the following substitute bill:

(See Appendix No. 32.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1805, Int. No. 1360) entitled "An act to amend chapter two hundred and sixty-nine of the Laws of eighteen hundred and seventy-two, entitled 'An act authorizing the construction of a bridge across the Hudson at the city of Albany, and incorporating the "Albany and Greenbush Bridge Company,"' in relation to rates of toll to be charged by said company and sale of tickets," was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading.

On motion of Mr. Lansing, and by unanimous consent, said bill was read the third time, having been printed and on the desks

of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1705, Int. No. 1318) entitled "An act to amend the Indian Law, in relation to the Saint Regis tribe of Indians," was read the second time.

On motion of Mr. Macdonald, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1142, Int. No. 956) entitled "An act to amend the Forest, Fish and Game Law, in relation to carp in Hudson river," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 25, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1288, Int. No. 750), entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations."

CHARLES E. HUGHES.

Said bill having been announced, Mr. A. F. Allen moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoey	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Fillee	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F L
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Mr. A. F. Allen moved that said bill be recommitted to the committee on insurance, with instructions to report the same forthwith, amended as follows:

Page 1, line 6, change "nine" to "9."

Page 2, line 1, change comma after "corporations" to semi-colon.

Page 3, line 9, strike out the comma after the word "ten", also the following words: "to the date of the issue of such certificate," and insert the following words before the semi-colon: "to December thirty-first, nineteen hundred and ten, but no such corporation shall continue such business without such certificate after December thirty-first, nineteen hundred and ten;"

Page 5, line 21, strike out comma after the word "force".

Page 12, line 13, strike out period after the word "article" and insert a colon.

Page 13, line 19, insert word "on" before word "household".

Page 13, line 20, insert word "on" before the words "live stock".

Page 14, line 15, strike out comma after the word "provided".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. A. F. Allen, from the committee on insurance, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 27, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 257, Int. No. 252), entitled "An act to amend the Education Law, in relation to the apportionment of school moneys."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Argetsinger moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Miller J L	Sweet
Allen A F	De Long	Haines	Murray	Thompson
Allen H E	Doherty	Harwood	Neupert	Thorn
Argetsinger	Donnelly	Hearn	Nolan	Trombly
Barden	Donovan	Herrick	Odell	Van Olinda
Baumes	Ebbets	Hinman	Oliver	Vosburgh
Beck	Evans	Hoe	O'Neill J J	Walker
Bennett	Eveleth	Holden	O'Neil M A	Walters
Boshart	Farrell	Howard	Patrie	Ward
Boylan	Fay	Jackson	Perkins	Waters
Brainerd	Feeley	Joseph	Phillips C W	Weiland
Brown C F	Filley	Keller	Phillips J S	Weimert
Brown G W	Foley	Kopp	Pitkin	Weinstein
Burgoyne	Fowler	Lachman	Raldiris	Wende
Callan	Friend	Lansing	Reed	White E H
Caughlan	Frisbie	Levy J	Roberts	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Clark S C	Gerken	Macdonald	Shea	Wilkie
Coffey	Gillen	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Shortt	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McElligott	Smith M	Yale
Cosad	Graubard	McInerney	Spielberg	Young E
Crocker	Gray	McKeon	Stivers	Young F I
Cross	Green	Merritt	Sullivan	Zorn
Dana	Greenwood	Metzendorf		

Mr. Argetsinger moved that said bill be recommitted to the committee on public education, with instructions to report the same forthwith, amended as follows:

Page 1, line 1, change "three" to "two".

Page 1, line 2, strike out "fifty-one" and insert "ninety-one".

Page 4, line 4, after the quotation and before the word "is" insert the following: "as such subdivision and section are thus renumbered and amended by chapter one hundred and forty of the Laws of nineteen hundred and ten,".

Page 1, line 6, strike out "3. He shall apportion to" and insert "2. To".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Filley, from the committee on public education, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Merritt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Legislature adjourn without date Thursday, May 12th, at two o'clock P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Manley offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1515, Int. No. 1200), entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Lupton offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1406, Int. No. 1136), entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 28, 1910.*

Resolved (if the Assembly concur), That Senate bill (No. 258, Rec. No. 13), entitled "An act providing for the translation of the Dutch manuscript records of the Colony of New Netherland from the year sixteen hundred and thirty to the year sixteen hundred and seventy-four, now in the New York State library, and making an appropriation therefor," be returned to the Governor.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 28, 1910.*

Resolved (if the Assembly concur), That Senate bill (No. 864, Rec. No. 100), entitled "An act to amend the Greater New York charter, relative to the conveyance by the owners to the city of land required for streets," be returned to the Governor.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 28, 1910.*

Resolved (if the Assembly concur), That Senate bill (No. 567, Rec. No. 77), entitled "An act to amend chapter four hundred

and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to incorporate the New York Zoological Society and to provide for the establishment of a zoological garden in the city of New York,' in relation to real and personal property," be returned to the Governor.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *April 28, 1910.*

Resolved (if the Assembly concur), That Senate bill (No. 865, Rec. No. 76), entitled "An act to amend the Greater New York charter, in relation to proceedings for the acquirement of wharf property in said city," be returned to the Governor.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned Assembly bill (No. 1091, Senate reprint No. 980, Int. No. 211), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,'" with a message that they have agreed to the report of the committee of conference thereon, and have concurred in the passage of said bill in its original form (Assembly bill No. 1091) without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

The Senate returned the Senate bill (No. 93, Assembly reprint No. 1993, Rec. No. 118), entitled "An act to amend chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' relative to the salary of the district attorney in the county of New York," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill (No. 1648, reprint No. 2166, Int. No. 341), entitled "An act to amend the Agricultural Law, in relation to care and feed of cows, and care and keeping of the produce therefrom," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

Also, Assembly bill (No. 815, Senate reprint No. 796, Int. No. 525), entitled "An act to amend chapter five hundred and seventy of the Laws of nineteen hundred and nine, entitled 'An act to establish the city court of Buffalo, defining its powers and jurisdiction and providing for its officers,' in relation to compensation of jurors in said court."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, Assembly bill (No. 1688, Senate reprint No. 1153, Int. No. 1310), entitled "An act in relation to the refunding and payment of certain outstanding bonded indebtedness of the city of Ogdensburg by the issuance and sale of other bonds of said city therefor and to provide for the redemption of such refunding bonds."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Ogdensburg.

Also, Assembly bill (No. 1687, Senate reprint No. 1152, Int. No. 1309), entitled "An act in relation to the extension, improvement and development of the water works, water plant and

water supply of the city of Ogdensburg and the issuance, sale and redemption of city bonds therefor."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Ogdensburg.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1515, Int. No. 1200), entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1406, Int. No. 1136), entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. Louis P. Fuhrmann, mayor of the city of Buffalo, returning Assembly bill (No. 1661, Int. No. 1294), entitled "An act to amend chapter five hundred and seventy of the Laws of nineteen hundred and nine, entitled 'An act to establish the city court of Buffalo, defining its powers and jurisdiction and providing for its officers,' in relation to powers as a court of special sessions," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Louis P. Fuhrmann, mayor of the city of Buffalo, returning Assembly bill (No. 27,

Int. No. 27), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' relating to the establishment and maintenance of a retirement fund for civil service employees," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. William J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 1988, Int. No. 1375), entitled "An act to amend chapter six hundred and thirty-nine of the Laws of nineteen hundred and six, entitled 'An act to provide for a commission to investigate and consider means for protecting the waters of New York bay and vicinity against pollution and authorizing the city of New York to pay the expenses thereof,' in relation to the term of said commission," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. J. S. Phillips, the House adjourned.

FRIDAY, APRIL 29, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Code of Civil Procedure, in relation to a corporation acting as administrator with the will annexed" (No. 894, Rec. No. 210), which was read the first time and referred to the committee on codes.

"An act to authorize and empower the board of assessors of the city of New York to estimate, determine and allow damages sustained by property of Amy Ellis, in the borough of Brooklyn,

city of New York, by reason of the opening and grading of Jerome street, and to provide for the payment by the city of any award thereunder" (No. 1173, Rec. No. 211), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Penal Law, in relation to homicide" (No. 159, Rec. No. 212), which was read the first time and referred to the committee on codes.

"An act to amend the Lien Law, in relation to laborers, materialmen, contractors and subcontractors" (No. 573, Rec. No. 213), which was read the first time and referred to the committee on general laws.

"An act to amend the Insanity Law, relative to the Psychiatric Institute and the director thereof" (No. 911, Rec. No. 214), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Code of Criminal Procedure, in relation to proceedings respecting vagrants" (No. 1024, Rec. No. 215), which was read the first time and referred to the committee on codes.

"An act to amend the Public Health Law, in relation to fines payable to medical societies" (No. 1032, Rec. No. 216), which was read the first time and referred to the committee on codes.

"An act to amend the Penal Law, in relation to male persons living on the earnings of prostitution" (No. 1027, Rec. No. 217), which was read the first time and referred to the committee on codes.

"An act to amend the Public Health Law, in relation to disinfection by health authorities" (No. 1177, Rec. No. 218), which was read the first time and referred to the committee on codes.

"An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' generally" (No. 1216, Rec. No. 219), which was read the first time and referred to the committee on internal affairs.

"An act to amend article four of chapter fifty-one of the Laws

of nineteen hundred and nine, entitled 'An act in relation to public officers, constituting chapter forty-seven of the Consolidated Laws,' relative to the granting of vacations to certain State employees" (No. 888, Rec. No. 220), which was read the first time and referred to the committee on the judiciary.

"An act to extend the corporate existence of the Enterprise Land Company and to validate its conveyances of real estate" (No. 1006, Rec. No. 221), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter forty-seven of the Laws of nineteen hundred and nine, entitled 'An act relating to prisons, constituting chapter forty-three of the Consolidated Laws,' in relation to the salaries of the members of the board of parole for State prisons and the meetings of such board" (No. 557, Rec. No. 222), which was read the first time and referred to the committee on ways and means.

"An act to amend section twenty-six of the Code of Civil Procedure, in relation to the continuance by one judge of proceedings commenced before another" (No. 223, Rec. No. 223), which was read the first time and referred to the committee on codes.

"An act to appropriate the sum of seven hundred and twenty dollars annually, for the benevolent fund of the Williamsburg Volunteer Firemen's Association" (No. 1175, Rec. No. 224), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to the establishment of day nurseries and the acquisition of land and buildings therefor" (No. 1156, Rec. No. 225), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Town Law, in relation to fires" (No. 1083, Rec. No. 226), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter six hundred and sixty-five of the Laws of eighteen hundred and ninety-seven, entitled 'An act to lay out and establish and construct a public drive and parkway in the city of New York as an extension of Riverside drive

to the Boulevard Lafayette,' in relation to the area of assessment " (No. 1213, Rec. No. 227), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section three thousand two hundred and sixty-eight of the Code of Civil Procedure, in relation to security for costs " (No. 742, Rec. 228), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to interpreters in the City Court of the city of New York " (No. 910, Rec. No. 229), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to exceptions upon a trial in a surrogate's court " (No. 649, Rec. No. 230), which was read the first time and referred to the committee on codes.

Mr. A. F. Allen introduced a bill entitled "An act to amend the Insurance Law, in relation to fire insurance policies written by two or more companies " (Int. No. 1646), which was read the first time and referred to the committee on insurance.

Mr. Burgoyne introduced a bill entitled "An act to amend the Penal Law, in relation to the sale and disposition of dangerous weapons " (Int. No. 1647), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Criminal Procedure, in relation to bail of children accused of minor offenses " (Int. No. 1648), which was read the first time and referred to the committee on codes.

Mr. Callan introduced a bill entitled "An act to amend the Legislative Law, in relation to the distribution of bound printed volumes of the Session Laws " (Int. No. 1649), which was read the first time and referred to the committee on the judiciary.

Mr. Fay introduced a bill entitled "An act to amend the Greater New York charter, in relation to contracts and local improvements " (Int. No. 1650), which was read the first time and referred to the committee on affairs of cities.

Mr. Toombs introduced a bill entitled "An act to amend the Greater New York charter, in relation to establishing a public

recreation commission" (Int. No. 1651), which was read the first time and referred to the committee on affairs of cities.

Mr. Wilkie introduced a bill entitled "An act authorizing the Commissioners of the Land Office to complete the sale by grant and conveyance of certain unappropriated State lands" (Int. No. 1652), which was read the first time and referred to the committee on ways and means.

Mr. Trombly introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the use of nets in Lake Champlain" (Int. No. 1653), which was read the first time and referred to the committee on fisheries and game.

Mr. L. H. White introduced a bill entitled "An act to amend chapter three hundred and six of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for the pensioning retired school teachers, superintendents, supervisors and heads of high school departments of the public schools of the city of Schenectady, and to regulate the collection, management and disbursement thereof,' in relation to contributions to such fund" (Int. No. 1654), which was read the first time and referred to the committee on affairs of cities.

Mr. Merritt introduced a bill entitled "An act to amend the Public Buildings Law, in relation to competition for selection of architects for State work" (Int. No. 1655), which was read the first time and referred to the committee on ways and means.

Mr. Ward introduced a bill entitled "An act to amend the Highway Law, in relation to damages for change of grade" (Int. No. 1656), which was read the first time and referred to the committee on internal affairs.

Mr. Merritt, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Merritt (No. 925, Int. No. 801), entitled "An act making an appropriation for the Attorney-General," reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

On motion of Mr. Merritt, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Merritt, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Fowler, from the committee on codes, to which was referred Assembly bill introduced by Mr. A. J. Levy (No. 1773, Int. No. 463), entitled "An act to amend the Penal Law, in relation to permitting labor and secular business on the first day of the week by certain persons."

Also, Assembly bill introduced by Mr. A. J. Levy (No. 1800, Int. No. 1354), entitled "An act to amend the Penal Law, in relation to the sale of stocks of mining, oil and gas corporations," reported in favor of the passage of the same without amendment,

which report was agreed to, and said bills placed on the order of second reading.

Mr. Whitney, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Abbey (No. 2261, Int. No. 1592), entitled "An act to legalize certain highway improvement bonds of the county of Ontario and the acts and proceedings of the board of supervisors and officers of said county and board in relation thereto."

Also, Assembly bill introduced by Mr. Barden (No. 2256, Int. No. 1587), entitled "An act to amend the Highway Law, in relation to State-county highways, and connecting highways, in villages."

Also, Assembly bill introduced by Mr. Filley (No. 2266, Int. No. 1597), entitled "An act to legalize certain acts, resolutions and proceedings of the finance committee on the board of supervisors of Rensselaer county and of such board of supervisors, relative to the employment of a clerk to the finance committee of such board."

Also, Assembly bill introduced by Mr. Filley (No. 2275, Int. No. 1602), entitled "An act to legalize certain acts, resolutions and proceedings of the finance committee of the board of supervisors of Rensselaer county and of such board of supervisors, relative to the employment of an attorney or other assistant in the matter of the examination of sales of real property for unpaid taxes in said county."

Also, Assembly bill introduced by Mr. Filley (No. 2276, Int. No. 1603), entitled "An act to amend the County Law, in relation to the power of the board of supervisors to appoint a clerk for certain purposes."

Also, Assembly bill introduced by Mr. Filley (No. 2277, Int. No. 1604), entitled "An act to amend the County Law, in relation to the power of the board of supervisors to employ an attorney for certain purposes."

Also, Assembly bill introduced by Mr. Goodwin (No. 2263, Int. No. 1594), entitled "An act to legalize and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of

union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions."

Also, Assembly bill introduced by Mr. Whitney (No. 2285, Int. No. 1612), entitled "An act to amend the Town Law, in relation to hawking and peddling without a license."

Also, Assembly bill introduced by Mr. Wright (No. 2228, Int. No. 1578), entitled "An act to amend the Poor Law, in relation to providing for the settlement of poor persons."

Also, Assembly bill introduced by Mr. F. L. Young (No. 2151, Int. No. 1554), entitled "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Whitney, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. F. L. Young (No. 2242, Int. No. 1577), entitled "An act to amend the Highway Law, in relation to the share of counties and towns in the cost of highway improvement and the issuance of bonds therefor," reported in favor of the passage of the following substitute bill:

(See Appendix No. 35.)

which report was agreed to, and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Whitney, from the committee on internal affairs, to which was recommitted Assembly bill introduced by Mr. L. H. White (No. 2160, Int. No. 1499), entitled "An act to amend the Highway Law, in relation to a State highway in Saratoga, Schenectady and Schoharie counties," reported in favor of the passage of the following substitute bill:

(See Appendix No. 34.)

which report was agreed to, and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Whitney, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Cobb (No. 703, Rec. No. 102), entitled "An act to amend the County Law, in relation to the salary of the surrogate of Jefferson county," reported in favor of the passage of the same without amendment, which report was agreed to, and said bill placed on the order of second reading.

Mr. Filley, from the committee on public education, to which was referred Assembly bill introduced by Mr. Raldiris (No. 1401, Int. No. 691), entitled "An act to amend the Education Law, in relation to licensing of civil engineers."

Also, Assembly bill introduced by Mr. Gray (No. 1468, Int. No. 1173), entitled "An act to provide for the adoption of a system for uniform text-books in the schools of Saint Lawrence county, with certain exceptions," reported in favor of the passage of the same without amendment, which report was agreed to, and said bills placed on the order of second reading.

Mr. Filley, from the committee on public education, to which was recommitted Assembly bill introduced by Mr. Whitney (No. 1116, Int. No. 486), entitled "An act to amend the Education Law, by abolishing the office of school commissioner, creating the office of district superintendent of schools and prescribing the powers, duties and responsibilities of such superintendent," reported the same, with the following amendments:

Page 1, line 1, strike out "twelve" and insert "fourteen".

Page 1, line 3, after the word "Laws," insert "as amended by chapter one hundred and forty of the Laws of nineteen hundred and ten".

Page 1, line 5, change "12." to "14."

Page 2, line 1, change section number "300." to "380."

Page 2, line 4, change section number "300." to "380."

Page 2, line 8, change section number "301." to "381."

Page 2, line 21, change section number "302." to "382.", and insert "1."

Page 2, line 25, after the period insert "2." and change "Any" to "A".

Page 3, line 4, insert after the period "3."

Page 3, line 10, change section number "301." to "381."

Page 5, line 4, change section number "302." to "382."

Page 5, lines 6 and 7, after the word "ten" in line 6, strike out "and at the general election every fifth year thereafter."

Page 6, line 13, change section number "303." to "383."

Page 8, line 1, change section number "304." to "384."

Page 8, line 21, change section number "305." to "385."

Page 9, line 3, change section number "306." to "386."

Page 9, line 11, change section number "303." to "383."

Page 9, line 20, change section number "307." to "387."

Page 10, line 7, change section number "308." to "388."

Page 10, line 18, change section number "304." to "384."

Page 10, line 23, change section number "305." to "385.", and strike out "as" after the word "clerk" and insert in lieu thereof the word "so".

Page 10, line 26, strike out "be" and insert in lieu thereof "is".

Page 11, line 8, change section number "309." to "389."

Page 11, line 20, change section number "310." to "390."

Page 12, line 1, change section number "311." to "391."

Page 12, line 10, change section number "306." to "386."

Page 12, lines 11 and 12, strike out "the free school fund" and insert in lieu thereof "moneys".

Page 12, line 13, change section number "307." to "387."

Page 12, line 16, change "from" to "by".

Page 12, line 17, change "free school fund" to "State".

Page 12, line 22, change section number "308." to "388."

Page 13, line 1, change section number "309." to "389."

Page 13, after line 8, insert "§ 391. Powers of school commissions in districts organized under special acts. All the rights, powers and duties conferred upon school commissioners by this chapter, including the sole authority to examine and license, under the rules prescribed by the commissioner of education all persons proposing to teach common schools, not possessing a certificate of qualifications issued by the commissioner of education or a normal school diploma, shall extend to all districts organized under special acts." "

Page 13, line 9, change section number "312." to "392."

Page 13, line 18, change section number "313." to "393."

Page 14, after line 11, insert "§ 395. School commissioners not to be interested in certain business or to accept rewards, etc. A school commissioner shall not:

"1. Be directly or indirectly interested, otherwise than as author, in the sale, publication, or manufacture of school books, maps, charts or school apparatus or in the sale or manufacture of school furniture or any other school or library supplies.

"2. Be directly or indirectly interested in any contract made by the trustees of a school district.

"3. Be directly or indirectly interested in any agency or bureau maintained to obtain, or aid in obtaining, positions for teachers or superintendents.

"4. Directly or indirectly receive any emolument, gift, pay, reward or promise of pay or reward for recommending or procuring the sale, use or adoption, or aiding in procuring the sale, use or adoption of any book, map, chart, school apparatus or furniture or other supplies for any school or library or for recommending a teacher or aiding a teacher in obtaining an appointment to teach.

"5. A violation of this section or any part thereof shall be a misdemeanor and shall subject the commissioner guilty of such violation to removal from his office by the commissioner of education.]"

Page 14, strike out beginning with line 12 down to and including all of line 26.

Page 15, line 1, change section number "314." to "394."

Page 15, line 3, change "dutie" to "duties".

Page 15, line 9, change section number "315." to "395."

Page 15, line 23, change section number "313." to "393."

Page 19, line 7, change "three" to "five".

Page 19, line 9, change "four" to "six".

Page 19, line 10, change "one" to "four".

Page 19, line 11, change "fifteen" to "fifty-six".

Page 19, line 18, after "12." strike out all of said line, all of line 19 and all of line 20 to and including the word "education".

Page 19, line 20, insert before the word "take" the word "To"; strike out the word "him" and in lieu thereof insert "the commissioner of education under the direction of such commissioner".

Page 20, line 8, change section number "312." to "392.", insert "A" before "School" and change the capital letter "S" in the word "School" to small letter "s".

Page 20, line 9, change "Every" to "A" and change "shall have power to" to "may".

Page 20, line 11, change the semi-colon to a period. Strike out "and," and insert "He may".

Page 20, line 12, strike out "to" before the word "take".

Page 20, lines 14 and 15, strike out "said school commissioner shall have power to" and insert in lieu thereof "he may".

Page 21, lines 2 and 3, strike out "for the benefit of the poor of the county".

Page 21, line 6, strike out all of said line after "13."

Page 21, line 7, strike out all of said line to the word "exercise"; insert before the word "exercise" "To" and after the word "exercise" "in his discretion".

Page 21, line 9, change "his" to "the" and insert after the word "request" "of such other superintendent".

Page 21, line 12, change section number "310." to "390."

Page 22, line 1, change section number "316." to "396."

Page 22, line 5, change section number "314." to "394."

Page 22, lines 7 and 8, strike out "from time to time".

Page 22, line 11, strike out "to" and insert "on or before".

Page 22, line 12, strike out "August in each year" and insert in lieu thereof "September for the school year ending on the thirty-first day of July".

Page 22, line 16, strike out "shall".

Page 22, line 20, change section number "317." to "397."

Page 22, line 25, change section number "318." to "398."

and request that said bill be recommitted to said committee, which report was agreed to, and said bill ordered reprinted and recommitted to said committee.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by committee on affairs of cities (No. 2247, Int. No. 1569), entitled "An act constituting the charter of the city of New York."

Also, the bill introduced by Mr. Garfein (No. 1946, Int. No. 1439), entitled "An act to establish a commission to inquire into the causes of the high cost of living, and making an appropriation for the expenses of said commission."

Also, the bill introduced by Mr. Evans (No. 319, Int. No. 303), entitled "An act to provide for the completion of a dyke or dykes for the protection of property adjacent to the Delaware river in the town of Highland, in the county of Sullivan, and making an appropriation therefor," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Ward (No. 2187, Int. No. 903), entitled "An act to amend the Election Law, generally," reported the same with the following recommendations:

Page 1, line 4, strike out "so as".

Page 2, line 17, strike out "so as".

Page 3, line 5, after "names" insert comma.

Line 14, after "respectively" insert semi-colon.

Page 7, line 9, strike out "voter" and insert "elector".

Line 22, strike out the comma after "subdivision".

Page 8, line 8, after "entered" insert comma.

Line 13, strike out "so as".

Page 13, line 23, insert a hyphen "-" after "poll".

Page 15, line 12, insert a hyphen "-" between "poll" and "book".

Page 17, line 5, insert a hyphen "-" between "poll" and "look".

Line 7, insert a hyphen "-" between "poll" and "book".

Line 11, insert a hyphen "-" between "poll" and "book".

Line 15, insert a comma after "inspector".

Line 16, insert a hyphen "-" between "poll" and "book".

Line 20, insert a hyphen "-" between "poll" and "book".

Line 22, insert a hyphen "-" between "poll" and "book".

Page 19, line 15, strike out "so as".

Line 17, after "election" insert a comma.

Page 20, line 20, strike out "so as".

Page 21, line 25, after "tendered" strike out the comma.

Page 22, line 1, after "rejected" insert a comma.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Crocker (No. 955, Int. No. 882), entitled "An act to provide for deepening and widening Tonawanda creek in the towns of Batavia and Alexander, Genesee county, and making an appropriation therefor," reported the same with the following recommendation:

Page 2, line 1, strike out "money" and insert "amount".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Sweet (No. 1732, Int. No. 733), entitled "An act to amend chapter fifteen of the Laws of nineteen hundred and nine, entitled 'An act in relation to the civil service of the State of New York and the civil divisions and

cities thereof, constituting chapter seven of the Consolidated Laws,' in relation to the power of removal," reported the same with the following recommendations:

Page 4, line 24, strike out "service" and insert "service".
which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Ward (No. 1887, Int. No. 21), entitled "An act to amend the Election Law, generally," reported the same with the following recommendations:

Page 19, line 15, strike out "toward" and insert "towards".

Page 21, line 17, strike out first "a" and insert "the".

Page 22, line 14, strike out "on" and insert "upon".

Page 23, line 7, after "Rule" insert "No."

Line 8, italicize "of".

Line 13, after "Rule" insert "No."

Line 21, after "Rule" insert "No."

Page 24, line 6, strike out "officer" and insert "offices".

Line 8, after "Rule" insert "No."

Line 26, after "marked" insert a comma.

Page 25, line 10, after "Rule" insert "No."

Page 26, line 3, strike out "and" and insert "or".

Line 6, after "Rule" insert "No."

Line 12, after "Rule" insert "No."

Line 17, after "Rule" insert "No."

Line 24, after "Rule" insert "No".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

Mr. Cheney, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Tax Law, relative to the time of making special franchise valuations by the State Board of Tax Commissioners." (No. 1604, Int. No. 1251.)

"An act to amend the Agricultural Law, in relation to payment to owners for keep of condemned bovine animals." (No. 2235, Int. No. 1460.)

"An act to provide for the construction of a stone or concrete bridge over the State feeder at Cedar street, in the city of Oneida,

and making an appropriation therefor." (No. 2237, Int. No. 428.)

"An act to amend the Greater New York charter, in relation to regulating the sale in the public streets of the city of New York of tickets of admission to places of amusement." (No. 2156, Int. No. 1490.)

"An act for the preservation and dedication to public use of the upper lock of the old 'Western Inland Lock Navigation Company' at Little Falls, and the old stone bridge adjacent thereto, and making an appropriation therefor." (No. 2295, Int. No. 814.)

"An act to amend chapter three hundred and ninety-two of the Laws of eighteen hundred and ninety-six, entitled 'An act to regulate the commitment and discharge of certain prisoners, tramps and vagrants in Richmond county, and to prescribe the effect thereof, to provide for the support of the prisoners in the jail in the county of Richmond, and to fix the duties and compensation of the sheriff of said county and of certain employees in the jail of said county.'" (No. 2296, Int. No. 1408.)

"An act to amend the Public Health Law, in relation to the practice of veterinary medicine." (No. 2271, Int. No. 300.)

"An act to amend the Agricultural Law, in relation to abattoirs and places where meat and meat products are manufactured, sold or kept for sale, and making an appropriation therefor." (No. 2294, Int. No. 668.)

"An act to amend the Highway Law, in relation to sprinkling an improved State or county highway, and to the removal of filth and refuse therefrom." (No. 1955, Int. No. 1448.)

"An act making an appropriation for certain expenses and deficiencies under the administration of former Attorney-General Jackson." (No. 924, Int. No. 800.)

"An act to provide for the appointment of a commission to promote and conduct a water congress and exhibition, and making an appropriation therefor." (No. 1681, Int. No. 1302.)

"An act to provide for the erection of a suitable iron fence around the monument erected by the Society of Colonial Wars on the Lake George Battle Ground Park, owned by the State of New

York; for the construction of a suitable footpath from the Lake George beach to the said monument; for the cleaning up of the paths and roads around the said park, and erection of boundary fences wherever necessary." (No. 65, Int. No. 65.)

"An act to amend the Public Lands Law, in relation to the conveyance of abandoned canal lands to municipalities." (No. 1813, Int. No. 1368.)

"An act to amend the Election Law, in relation to filing and preserving statements of campaign receipts and expenses." (Senate No. 846, Assembly reprint No. 2268, Rec. No. 142.)

"An act to amend the Insanity Law, relative to the care and treatment of insane persons, and persons under examination as to their sanity, pending such examination and prior to their transfer to institutions for the insane." (No. 2252, Int. No. 1287.)

"An act to amend the Town Law, in relation to the election of assessors and the term for which they are elected." (No. 2270, Int. No. 290.)

"An act to amend the charter of the city of Ithaca, in relation to the approval and confirmation of assessments, and to repeal subdivision thirty-three of section thirty-five thereof." (No. 2269, Int. No. 718.)

Mr. Ward offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from the further consideration of the bill (No. 2161, Int. No. 1181), entitled "An act to amend the Education Law, in relation to creating a State board of examiners in pharmacy and conferring certain powers, in respect to pharmacy, on the State Board of Regents."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Ward moved to amend as follows:

Page 1, line 3, after the word "is" insert the following: "as amended by chapter one hundred and forty of the Laws of nineteen hundred and ten,".

Page 1, line 4, change the word "three" to "five".

Page 1, line 5, change the word "three" to "five".

Page 1, line 6, change the numeral " 43 " to " 45 ".

Page 1, line 8, change the numeral " 1110 " to " 1185 ".

Page 1, line 9, change the numeral " 1111 " to " 1186 ".

Page 2, line 1, change the numeral " 1112 " to " 1187 ".

Page 2, line 3, change the numeral " 1113 " to " 1188 ".

Page 2, line 4, change the numeral " 1114 " to " 1189 ".

Page 2, line 5, change the numeral " 1110 " to " 1185 ".

Page 3, line 1, change the numeral " 1111 " to " 1186 ".

Page 5, line 11, change the numeral " 1112 " to " 1187 ".

Page 6, line 5, change the numeral " 1113 " to " 1188 ".

Page 9, line 15, change the numeral " 1114 " to " 1189 ".

Page 10, line 22, strike out the word " eleven " and insert " eighty-six ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Ward, said bill was ordered reprinted and recommitted to said committee.

Mr. Ward offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on public health be discharged from the further consideration of the bill (No. 1975, Int. No. 1180), entitled "An act to amend the Public Health Law, in relation to the practice of pharmacy."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Said bill having been announced, Mr. Ward moved to amend as follows:

Page 7, line 11, change " three " to " five " in italics.

Page 16, line 21, change " three " to " five " in italics.

Page 37, line 22, strike out " two " and the comma first occurring.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Ward, said bill was ordered reprinted and recommitted to said committee.

The bill (No. 1065, Int. No. 911) entitled "An act to amend the Railroad Law, in relation to the expense of alteration of railroad crossings in villages," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1957, Int. No. 1450) entitled "An act to authorize the electors of the village of Peekskill to vote upon a proposition to erect an incinerating plant, and to authorize the issue of bonds for such purpose," was read the second time.

On motion of Mr. F. L. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2204, Int. No. 1331) entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings when a person in confinement appears to be insane," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 501, Int. No. 478) entitled "An act to amend the Railroad Law, in relation to the number of the crew required for operating certain locomotive engines," was read the second time.

On motion of Mr. Whitney, said bill was placed on the order of third reading.

On motion of Mr. Whitney, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2202, Int. No. 908) entitled "An act providing for the construction of a bridge over the Mohawk river, at Vischer's Ferry, and the approaches thereto, in the town of Clifton Park in the county of Saratoga, and making an appropriation therefor," having been announced for a second reading,

On motion of Mr. Whitney, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2231, Int. No. 1581) entitled "An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled 'An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures and

waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three," and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation,' relative to the employment of two temporary assistant special examiners and appraisers and their compensation, and that of the special examiner and appraiser," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2124, Int. No. 1530) entitled "An act to enlarge the fish hatchery of Bemus Point on Chautauqua lake, Chautauqua county, for the propagation of fish, and making an appropriation therefor," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1272, Int. No. 1048) entitled "An act to provide a temporary field laboratory in the Hudson river valley for the investigation of the diseases of the peach and making an appropriation therefor," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 885, Int. No. 773) entitled "An act to release to Columbia H. Hill of the county of Kings, State of New York, all the right, title and interest of the people of the State of New York in and to all the property formerly of Mary A. Sewell, late of the county of New York, deceased, acquired upon the death of said Mary A. Sewell, without leaving next of kin," was read the second time.

On motion of Mr. Colne, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1959, Int. No. 1452) entitled "An act to amend chapter one hundred and ninety-five of the Laws of eighteen hun-

dred and eighty-four, entitled 'An act to amend chapter one hundred and forty of the Laws of eighteen hundred and fifty-three, entitled "An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village," and the several acts amendatory thereof,' in relation to salaries of policemen and the tax budget," was read the second time.

On motion of Mr. Crocker, said bill was placed on the order of third reading.

On motion of Mr. Crocker, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hearn	Metzendorf	Thompson
Allen A F	Delano	Herrick	Miller J L	Thorn
Allen H E	De Long	Hinman	Murray	Trombly
Argetsinger	Doherty	Holden	Neupert	Van Olinda
Barden	Donnelly	Howard	Nolan	Vosburgh
Baumes	Donovan	Jackson	Odell	Walker
Beck	Ebbets	Joseph	Oliver	Ward
Boshart	Evans	Keller	O'Neill J J	Waters
Boylan	Farrell	Kopp	O'Neil M A	Weiland
Brainerd	Feeley	Lachman	Patrie	Weinstein
Brown C F	Filley	Lansing	Phillips C W	Wende
Brown G W	Fowler	Levy J	Phillips J S	White E H
Burgoyne	Friend	Lowman	Pitkin	White L H
Callan	Garfein	Lupton	Raldiris	Whitney
Cheney	Gerhardt	Macdonald	Reed	Wilkie
Clarke R H	Goodspeed	MacGregor	Roberts	Wilsnack
Clark S C	Goodwin	Manley	Shea	Wood
Coffey	Graubard	Marlatt	Shepardson	Wright
Colné	Gray	McElligott	Smith M	Yale
Connell	Greenwood	McInerney	Stivers	Young E
Cosad	Haines	McKeon	Sullivan	Young F I
Crocker	Harwood	Merritt	Sweet	Zorn
Cross				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1325, Int. No. 1083) entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1053, Int. No. 898) entitled "An act to amend the Liquor Tax Law, in relation to limiting the number of tax certificates in any town, city or village on the basis of the population thereof," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 381, Int. No. 365) entitled "An act to amend the Liquor Tax Law, in relation to applications for liquor tax certificates for certain premises within two hundred feet of a church or schoolhouse," having been announced for a second reading,

On motion of Mr. Gray, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 679, Int. No. 623) entitled "An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor," was read the second time.

On motion of Mr. Hinman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2278, Int. No. 1605) entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to organization of county board of canvassers," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 445, Int. No. 425) entitled "An act to amend the Public Service Commissions Law, in relation to the transportation of certain persons by common carriers at reduced rates," was read the second time.

On motion of Mr. Kopp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1580, Int. No. 1241) entitled "An act to amend the Labor Law, in relation to mercantile inspector," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2092, Int. No. 1507) entitled "An act to incorporate Arnot Art Gallery," was read the second time.

On motion of Mr. Lowman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1914, Int. No. 1429) entitled "An act repealing chapter four hundred and sixty-three of the Laws of nineteen hundred and nine, entitled 'An act to create a forest reservation in the highlands of the Hudson, west of the Hudson river, to be known as the Highlands of the Hudson Forest Reservation, to provide for its regulation, and making an appropriation therefor,'" was read the second time.

On motion of Mr. Odell, said bill was placed on the order of third reading.

On motion of Mr. Odell, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 1043, Int. No. 894) entitled "An act to amend the General Business Law, in relation to the liability of hotel keepers," was read the second time.

On motion of Mr. Oliver, said bill was placed on the order of third reading.

On motion of Mr. Oliver, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda

Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2120, Int. No. 1526) entitled "An act to legalize the acts and proceedings of the board of trustees of the village of Saranac Lake in contracting for the pavement of certain streets in the village of Saranac Lake and making payments for the same and assessing the expenses thereof upon the property abutting upon the streets so improved in pursuance of the proposition authorizing such improvement submitted to and adopted by the electors of said village of Saranac Lake," was read the second time.

On motion of Mr. Macdonald, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2123, Int. No. 1529) entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and ten, entitled 'An act creating a commission for the government and control of a municipal hospital for the city of Buffalo for the care and treatment of persons affected with incipient tuberculosis, and defining the powers and prescribing the duties of said commission,' relating to the name of the hospital," was read the second time.

On motion of Mr. MacGregor, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 228, Int. No. 223) entitled "An act to amend the Executive Law, in relation to the appointment, term and sal-

ary of the State Superintendent of Weights and Measures," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2226, Int. No. 1575) entitled "An act to amend the Legislative Law, in relation to the drafting and revision of legislative bills, and making an appropriation therefor," was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2210, Int. No. 1131) entitled "An act to amend the Labor Law, in relation to workmen's compensation in certain dangerous employments," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 908, Int. No. 789) entitled "An act to amend the Penal Law, in relation to candidates at primary elections," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2199, Int. No. 1566) entitled "An act to amend the State Boards and Commissions Law, in relation to the State Probation Commission," was read the second time.

On motion of Mr. J. S. Phillips, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1407, Int. No. 1137) entitled "Concurrent resolution of the Senate and Assembly to amend section six of article one of the Constitution, in relation to taking private property for public use," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1310, Int. No. 1065) entitled "An act to amend chapter four hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to establish the office of public administrator in the county of Richmond,' in relation to the powers of such administrator," was read the second time.

On motion of Mr. Shortt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1953, Int. No. 1446) entitled "An act to amend the Railroad Law, in relation to liability of railroad corporations for damages by fire to property not abutting on its premises," was read the second time.

On motion of Mr. Shortt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2022, Int. No. 1486) entitled "An act to amend chapter seven hundred and thirty-three of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for violation,'" was read the second time.

On motion of Mr. A. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2229, Int. No. 1579) entitled "An act to establish a commission to inquire into the management of cemeteries, burial grounds, and places of interment of human remains and in relation to trust funds provided for the care and maintenance of burial plots, graves and other funds for the benefit of cemeteries, burial places or any portions thereof, and making an appropriation therefor," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 30, Int. No. 30) entitled "An act to provide for the construction of a dike or dikes for the protection of property adjacent to the Delaware river in the city of Port Jervis, by the completion of the work begun under chapter seven hundred and sixteen of the Laws of nineteen hundred and four, the acquisition of lands necessary for such purpose, and making an appropriation therefor," was read the second time.

On motion of Mr. Stivers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1968, Int. No. 1461) entitled "An act to revise and extend the corporate existence of The Brennan Land Company, of Buffalo, New York, and to legalize former acts and proceedings of such corporation and of its officers and directors," was read the second time.

On motion of Mr. Thorn, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1220, Int. No. 1018) entitled "An act to amend the Highway Law, in relation to State and county highways in cities of the third class," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 806, Int. No. 719) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Eli Christman for cancellation of the tax sale made by the Comptroller in nineteen hundred of a portion of lot number seventeen, Lott and Low's patent, in the town of Stratford, Fulton county," was read the second time.

On motion of Mr. Vosburgh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2233, Int. No. 1583) entitled "An act to authorize the Comptroller of the State to hear and determine the application of George D. Baldwin for the cancellation of tax sale made in the year eighteen hundred and forty-eight of subplot one of lot twenty-four, Palmer's purchase, middle division, Hamilton county," was read the second time.

On motion of Mr. Vosburgh, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 235, Int. No. 230) entitled "An act providing for the erection of a boathouse, shelters, wharves and retaining walls at the city of Buffalo for the Third Separate Division of the Naval Militia, upon lands of the State in the city of Buffalo, and

making an appropriation therefor," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2262, Int. No. 1593) entitled "An act to incorporate the United Charities of Rochester, and to prescribe its objects and powers," was read the second time.

On motion of Mr. Whitley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1895, Int. No. 1410) entitled "An act to amend the Code of Criminal Procedure, relating to the jurisdiction of the County Courts of the counties of Albany and Ulster," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2193, Int. No. 1560) entitled "An act to amend subdivision four of section twenty-five of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' by providing that the court may impose costs upon the granting of a motion for the transfer of an action from one district to another," was read the second time.

On motion of Mr. Conklin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2221, Int. No. 1570) entitled "An act to amend the Code of Criminal Procedure, in relation to probation," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2222, Int. No. 1571) entitled "An act to amend the Code of Criminal Procedure, in relation to probation," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2223, Int. No. 1572) entitled "An act to amend

the Code of Criminal Procedure, in relation to probation officers," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 347, Int. No. 331) entitled "An act to amend the Code of Civil Procedure, in relation to the probate of wills," was read the second time.

On motion of Mr. J. S. Phillips, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2129, Int. No. 1536) entitled "An act to amend the Penal Law, in relation to misconduct by officers and directors of life or casualty insurance corporations upon the co-operative or assessment plan or of fraternal beneficiary societies, orders or associations," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2230, Int. No. 1580) entitled "An act to amend the Penal Law, in relation to crimes against the elective franchise," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1963, Int. No. 1456) entitled "An act to amend the Code of Civil Procedure, relative to the qualifications of a referee," was read the second time.

On motion of Mr. Wende, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 755, Rec. No. 173) entitled "An act to amend the State Boards and Commissions Law, in relation to the powers and duties of the State Water Supply Commission," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The Senate bill (No. 1041, Rec. No. 154) entitled "An act to amend the Village Law, relative to a second election upon a proposition to raise money," was read the second time.

On motion of Mr. Waters, said bill was placed on the order of third reading.

The Senate bill (No. 419, Rec. No. 156) entitled "An act making an appropriation for demonstration work in relation to milk production," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The Senate bill (No. 746, Rec. No. 115) entitled "An act to amend the Election Law, generally," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The Senate bill (No. 898, Rec. No. 164) entitled "An act to amend chapter five hundred and twenty-five of the Laws of eighteen hundred and seventy-four, in relation to incorporation of subordinate granges," was read the second time.

On motion of Mr. Boshart, said bill was placed on the order of third reading.

The Senate bill (No. 100, Rec. No. 43) entitled "An act in relation to the offices of police justice, clerk and deputy clerk in the village of Wellsville," was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading.

The bill (No. 2243, Int. No. 678) entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Harwood	Merritt	Thorn
Allen A F	Dana	Hearn	Metzendorf	Trombly
Allen H E	Delano	Herrick	Miller J L	Van Olinda
Argetsinger	De Long	Hinman	Murray	Vosburgh
Barden	Doherty	Holden	Neupert	Walker
Baumes	Donnelly	Howard	Nolan	Ward
Beck	Donovan	Jackson	Odell	Waters
Boshart	Ebbets	Joseph	Oliver	Weber
Boylan	Evans	Keller	O'Neill J J	Weiland
Brainerd	Farrell	Kopp	O'Neil M A	Weinstein
Brennan	Feeley	Lachman	Patrie	Wende
Brown C F	Filley	Lansing	Phillips J S	White E H
Brown G W	Fowler	Levy J	Pitkin	White L H
Burgoyne	Friend	Lowman	Reed	Whitney
Callan	Garfein	Lupton	Roberts	Wilkie
Cheney	Gerhardt	Macdonald	Shea	Wilsnack
Clarke R H	Goodspeed	MacGregor	Shepardson	Wood
Clark S C	Goodwin	Manley	Smith M	Wright
Coffey	Gray	Marlatt	Stivers	Yale
Colné	Greenwood	McElligott	Sullivan	Young E
Connell	Hackett	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2251, Int. No. 1274) entitled "An act to amend the Domestic Relations Law, in relation to qualifications for matrimony as to age of parties and consent of parents," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1467, Int. No. 1172) entitled "An act to amend the Judiciary Law, in relation to the compensation of stenographers appointed by justices of the Appellate Division of the third and fourth departments and by justices assigned to hold Special Terms of the Supreme Court in the third and fourth judicial districts," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1917, Int. No. 1432) entitled "An act for the relief of the town of Malone in the county of Franklin," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walters
Baumes	Donnelly	Jacksor.	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2012, Int. No. 1476) entitled "An act to amend the Agricultural Law, in relation to the State Fair Commission," having been announced for a third reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2241, Int. No. 1118) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," having been announced for a third reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1150, Int. No. 964) entitled "An act to amend the General Municipal Law, in relation to examiners of accounts of municipalities," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Coiné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2122, Int. No. 1528) entitled "An act making provision for issuing bonds to the amount not exceeding two

million five hundred thousand dollars, for the use of the Commissioners of the Palisades Interstate park in the extension and improvement of the park under their jurisdiction as from time to time such park may exist, and providing for a submission of the same to the people, to be voted upon at the general election to be held in the year nineteen hundred and ten," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2121, Int. No. 1527) entitled "An act to accept a gift upon certain conditions from Mary W. Harriman to the people of the State of New York of land in the counties of Orange and Rockland for the purpose of a State park, and the gift of the sum of one million dollars for the extension and improvement thereof, and designating the Commissioners of the Palisades Interstate park as the commission to receive and administer such gifts, and enlarging the powers and extending the jurisdiction of such commission for that purpose," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2021, Int. No. 1485) entitled "An act making an appropriation and reappropriating balance of appropriation heretofore made for designs, plans and specifications for alterations and extensions to building known as the State House, to render the same suitable for use of the Court of Appeals," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walters
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2249, Int. No. 1445) entitled "An act to amend the Lien Law, relative to vacating and canceling bonds or undertakings," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende

Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 136, Int. No. 136) entitled "An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Delhi, Delaware county, and making an appropriation therefor," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 874, Int. No. 768) entitled "An act to provide a retirement fund for teachers in State institutions," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H

Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1221, Int. No. 1019) entitled "An act to amend the Prison Law, in relation to compensation of certain officers," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbley	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 601, Rec. No. 97) entitled "An act to require the surrogate of the county of New York to transfer to the chamberlain of the city of New York certain books of accounts and papers relating to the moneys and securities paid into court, formerly held by the surrogate of said county," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 1088, Rec. No. 175) entitled "An act to limit the commencement of actions with respect to certain encroachments in the city of New York," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Herrick	Metzendorf	Thorn
Allen A F	Delano	Higgins	Miller J L	Trombly
Allen H E	De Long	Hinman	Murray	Van Olinda
Argetsinger	Doherty	Holden	Neupert	Vosburgh
Barden	Donnelly	Howard	Nolan	Walker
Baumes	Donovan	Jackson	Odell	Ward
Beck	Ebbets	Joseph	Oliver	Waters
Boshart	Evans	Keller	O'Neill J J	Weiland
Boylan	Farrell	Kopp	O'Neil M A	Weinstein
Brainerd	Feeley	Lachman	Patrie	Wende
Brown C F	Filley	Lansing	Phillips J S	White E H
Brown G W	Fowler	Levy J	Pitkin	White L H
Burgoyne	Friend	Lowman	Reed	Whitney
Callan	Garfein	Lupton	Roberts	Wilkie
Cheney	Gerhardt	Macdonald	Shea	Wilsnack
Clarke R H	Goodspeed	MacGregor	Shepardson	Wood
Clark S C	Goodwin	Manley	Smith M	Wright
Colné	Gray	Marlatt	Stivers	Yale
Connell	Greenwood	McElligott	Sullivan	Young E
Cosad	Haines	McInerney	Sweet	Young F L
Crocker	Harwood	McKeon	Thompson	Zorn
Cross	Hearn	Merritt		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 765, Rec. No. 117) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' in relation to salaries," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Metzendorf	Thorn
Allen A F	Dana	Herrick	Miller J L	Trombly
Allen H E	Delano	Hinman	Murray	Van Olinda
Argetsinger	De Long	Holden	Neupert	Vosburgh
Barden	Doherty	Howard	Nolan	Walker
Baumes	Donnelly	Jackson	Odell	Ward
Beck	Donovan	Joseph	Oliver	Waters
Boshart	Ebbets	Keller	O'Neill J J	Weiland
Boylan	Evans	Kopp	O'Neil M A	Weinstein
Brainerd	Farrell	Lachman	Patrie	Wende
Brown C F	Feeley	Lansing	Phillips J S	White E H
Brown G W	Filley	Levy J	Pitkin	White L H
Burgoyne	Fowler	Lowman	Reed	Whitney
Callan	Friend	Lupton	Roberts	Wilkie
Cheney	Garfein	Macdonald	Shea	Wilsnack
Clarke R H	Gerhardt	MacGregor	Shepardson	Wood
Clark S C	Goodspeed	Manley	Smith M	Wright
Coffey	Goodwin	Marlatt	Stivers	Yale
Colné	Gray	McElligott	Sullivan	Young E
Connell	Greenwood	McInerney	Sweet	Young F L
Cosad	Haines	McKeon	Thompson	Zorn
Crocker	Harwood	Merritt		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1096, Rec. No. 178) entitled "An act to amend the County Law, in relation to compensation of super-

visors and the appointment and compensation of clerks of boards of supervisors in certain counties, and to repeal certain acts and parts of acts relating thereto, affecting the counties of Allegany and Broome and counties of a certain population," having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate returned the Assembly bill (No. 774, Senate reprint No. 1183, Int. No. 37), entitled "An act to amend the State Finance Law, in relation to the payment of salaries and wages," with a message that they have concurred in the passage of the same with the following amendments:

"An act to amend the State Finance Law, in relation to the payment of salaries and wages.

"The People of the State of New York, represented in Senate and Assembly, do enact as follows:

"Section 1. Chapter fifty-eight of the Laws of nineteen hundred and nine, entitled 'An act relating to State finance, constituting chapter fifty-six of the Consolidated Laws,' is hereby amended by adding, after section two, a new section, to be section two-a thereof, to read as follows:

"§ 2-a. The salaries of all officers of the State, and the wages of all employees thereof shall be due from and payable by the State twice each month, on the first and sixteenth days thereof, except where such days fall upon Sunday or a legal holiday when such payments shall be made upon the succeeding business day. Said salaries and wages shall be subject to all the provisions of section thirteen hundred and ninety-one of the Code of Civil Procedure applicable to any wages, debts, earnings or salary, as if the State and the said wages and salary due and payable by it had been particularly designated therein. The provisions of this section shall be deemed to supersede any other provision of this chapter or of any general or special law inconsistent herewith.

"§ 2. This act shall take effect immediately."

Mr. Lansing moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Harwood	Merritt	Thorn
Allen A F	Dana	Hearn	Metzendorf	Trombly
Allen H E	Delano	Herrick	Miller J L	Van Olinda
Argetsinger	De Long	Hinman	Murray	Vosburgh
Barden	Doherty	Holden	Neupert	Walker
Baumes	Donnelly	Howard	Nolan	Ward
Beck	Donovan	Jackson	Odell	Waters
Boshart	Ebbets	Joseph	Oliver	Weiland
Boylan	Evans	Keller	O'Neill J J	Weinstein
Brainerd	Farrell	Kopp	O'Neil M A	Wende
Brennan	Feeley	Lachman	Patrie	White E H
Brown G W	Filley	Lansing	Phillips J S	White L H
Burgoyne	Fowler	Levy J	Pitkin	Whitney
Callan	Friend	Lowman	Reed	Wilkie
Cheney	Garfein	Lupton	Roberts	Wilsnack
Clarke R H	Gerhardt	Macdonald	Shea	Wood
Clark S C	Goodspeed	MacGregor	Shepardson	Wright
Coffey	Goodwin	Manley	Smith M	Yale
Colné	Gray	Marlatt	Stivers	Young E
Connell	Greenwood	McFillgott	Sullivan	Young F L
Cosad	Hackett	McInerney	Sweet	Zorn
Crocker	Haines	McKeon	Thompson	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 28, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1515, Int. No. 1200), entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Manley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Merritt	Thorn
Allen A F	Dana	Herrick	Metzendorf	Trombly
Allen H E	Delano	Hinman	Miller J L	Van Olinda
Argetsinger	De Long	Hoey	Murray	Vosburgh
Barden	Doherty	Holden	Neupert	Walker
Baumes	Donnelly	Howard	Nolan	Ward
Beck	Donovan	Jackson	Odell	Waters
Boshart	Ebbets	Joseph	Oliver	Weiland
Boylan	Evans	Keller	O'Neill J J	Weimert
Brainerd	Farrell	Kopp	O'Neil M A	Weinstein
Brown C F	Feeley	Lachman	Patrie	White E H
Brown G W	Filley	Lansing	Phillips J S	White L H
Burgoyne	Fowler	Levy J	Pitkin	Whitney
Callin	Friend	Lowman	Reed	Wilkie
Cheney	Garfein	Lupton	Roberts	Wilsnack
Clarke R H	Gerhardt	Macdonald	Shea	Wood
Clark S C	Goodspeed	MacGregor	Shepardson	Wright
Coffey	Goodwin	Manley	Smith M	Yale
Colné	Gray	Marlatt	Stivers	Young E
Connell	Greenwood	McElligott	Sullivan	Young F L
Cosad	Haines	McInerney	Sweet	Zorn
Crocker	Harwood	McKeon	Thompson	

Mr. Manley moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith, amended as follows:

Page 2, line 1, strike out all the brackets and the word "an".

Page 2, line 2, strike out the bracket and the words "of five hundred dollars".

Page 2, line 20, strike out "§ 2."

Page 2, underscore lines 20 to 27, both inclusive, and insert in italics after the comma at the end of line 27 the following: "such salary shall be increased accordingly."

Page 3, strike out lines 1 to 5, inclusive, and insert the following: "§ 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Whitney, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, April 28, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 1406, Int. No. 1136), entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Lupton moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hearn	Merritt	Thorn
Allen A F	Dana	Herrick	Metzendorf	Trombly
Allen H E	Delano	Hinman	Miller J L	Van Olinda
Argetsinger	De Long	Hoey	Murray	Vosburgh
Barden	Doherty	Holden	Neupert	Walker
Baumes	Donnelly	Howard	Nolan	Ward
Beck	Donovan	Jackson	Odell	Waters
Boshart	Ebbets	Joseph	Oliver	Weiland
Boylan	Evans	Keller	O'Neill J J	Weinstein
Brainerd	Farrell	Kopp	O'Neil M A	Wende
Brown C F	Feeley	Lachman	Patrie	White E H
Brown G W	Filley	Lansing	Phillips J S	White L H
Burgoyne	Fowler	Levy J	Pitkin	Whitney

Callan	Friend	Lowman	Reed	Wilkie
Cheney	Garfein	Lupton	Roberts	Wilsnack
Clarke R H	Gerhardt	Macdonald	Shea	Wood
Clark S C	Goodspeed	MacGregor	Shepardson	Wright
Coffey	Goodwin	Manley	Smith M	Yale
Colné	Gray	Marlatt	Stivers	Young E
Connell	Greenwood	McElligott	Sullivan	Young F L
Cosad	Haines	McInerney	Sweet	Zorn
Crocker	Harwood	McKeon	Thompson	

Mr. Lupton moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith, amended as follows:

Page 2, line 24, strike out " eight " and insert in place thereof in italics " five ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Whitney, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Conklin offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1539, Int. No. 949), entitled "An act making an appropriation for the expenses of the joint committee of the Senate and Assembly to examine and consider the proposed charter and administrative code of the city of New York," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wood offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1743, Int. No. 1148), entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' generally," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the bill (No. 1933, Int. No. 1028), entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Middletown.

Also, the bill (No. 1432, Int. No. 1000), entitled "An act to amend the charter of the city of Gloversville, generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Gloversville.

Also, the bill (No. 1756, Int. No. 1341), entitled "An act to transfer a part of Niagara street in the city of Buffalo to the control and jurisdiction of the board of park commissioners of said city," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 1868, Int. No. 1399), entitled "An act to amend chapter three hundred and seventy-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the board of trustees of the village of Ellenville, in the county of Ulster, to provide for a supply of water for such village and to raise the necessary funds therefor by issuing and selling village bonds,' relative to the total expense authorized and to the amount of bonds to be issued therefor."

Also, the bill (No. 2101, Int. No. 1519), entitled "An act to legalize, ratify and confirm the proceedings of the inhabitants of school district number five of the town of Niskayuna

in the county of Schenectady, its board of trustees, officers and agents, in the matter of the issuance and sale of the bonds of said district in the sum of thirteen thousand dollars for the construction of a new schoolhouse in said district, to legalize said bonds and to provide for the payment of the principal and interest of the same."

Also, the bill (No. 1871, Int. No. 1390), entitled "An act making an appropriation for the State Commission of Highways for the maintenance and repair of public highways improved or constructed by State aid."

Also, the bill (No. 2168, Int. No. 199), entitled "An act providing for the development and extension of the State College of Agriculture at Cornell University, as established by chapter six hundred and fifty-five of the Laws of nineteen hundred and four, and making an appropriation therefor."

Also, the bill (No. 2127, Int. No. 1534), entitled "An act empowering the surrogate of the county of Sullivan to reproduce and restore records of the surrogate's court of the county of Sullivan destroyed by fire August tenth, nineteen hundred and nine."

Also, the bill (No. 504, Int. No. 481), entitled "An act to authorize the 'Middle Patent Rural Cemetery Association' to purchase or otherwise take and hold and dispose of additional land by and with the consent of the board of supervisors of the county of Westchester and authorizing said board of supervisors to grant such consent."

Also, the bill (No. 1842, Int. No. 1380), entitled "An act to repeal chapter six hundred and twenty of the Laws of eighteen hundred and seventy-three, entitled 'An act to amend the statutes in reference to the collection of taxes in the county of Suffolk.'"

Also, the bill (No. 1829, Int. No. 1150), entitled "An act to amend the State Charities Law, in relation to the designation of special policemen by the superintendent of Craig Colony."

Also, the bill (No. 1827, Int. No. 973), entitled "An act to amend the Highway Law, in relation to county highways and repealing section one hundred and forty-three."

Also, the bill (No. 1309, Int. No. 1064), entitled "An act to amend the Village Law, in relation to incorporation."

Also, the bill (No. 1686, Int. No. 1308), entitled "An act to extend the corporate existence of the Acme Land Company and to validate its conveyance of real estate."

Also, the bill (No. 1886, Int. No. 238), entitled "An act to amend the Village Law, in relation to powers of sewer commissioners."

Also, the bill (No. 618, Int. No. 579), entitled "An act to consolidate The Utica Society for the Prevention of Cruelty to Children, The Gustavus Swan Society for the Prevention of Cruelty to Children of Rome, New York, and the Stevens Society for the Prevention of Cruelty to Animals of Rome, New York."

Also, the bill (No. 952, Int. No. 891), entitled "An act to amend the Code of Civil Procedure, in relation to application for ancillary letters."

Also, the bill (No. 1645, Int. No. 916), entitled "An act to amend the Highway Law, in relation to construction of State roads through cities of the third class."

Also, the bill (No. 1519, Int. No. 1204), entitled "An act to amend the Religious Corporations Law, in relation to changing the number of trustees of an incorporated church."

Also, the bill (No. 2010, Int. No. 1474), entitled "An act to repeal section four of the General City Law, relating to the filing of financial reports with the Secretary of State by cities of the second and third class."

Also, the bill (No. 379, Int. No. 363), entitled "An act to amend the Code of Civil Procedure, relative to proceedings for the disposition of the real property of an infant."

Also, the bill (No. 1864, Int. No. 896), entitled "An act to amend the Lien Law, in relation to the sale of personal property to satisfy a lien."

Also, the bill (No. 1044, Int. No. 895), entitled "An act to amend the General Business Law, in relation to the sale of unclaimed articles and other property covered by the lien of the keeper of a hotel, apartment hotel, inn, boarding-house or lodging-

house," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1539, Int. No. 949), entitled "An act making an appropriation for the expenses of the joint committee of the Senate and Assembly to examine and consider the proposed charter and administrative code of the city of New York," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1743, Int. No. 1148), entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' generally," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 29, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1539, Int. No. 949), entitled "An act making an appropriation for the expenses of the joint committee of the Senate and Assembly to examine and consider the proposed charter and administrative code of the city of New York."

CHARLES E. HUGHES.

A communication was received from Hon. Seely Conover, mayor of the city of Amsterdam, returning Assembly bill (No. 1003, Senate reprint No. 1060, Int. No. 793), entitled "An act to amend chapter one hundred and thirty-one of the Laws of eighteen hundred and eighty-five, entitled 'An act to incorporate the city of

Amsterdam,' in relation to extending the borrowing power of the common council of said city," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Elias P. Mann, mayor of the city of Troy, returning Assembly bill (No. 456, Int. No. 431), entitled "An act to amend chapter six hundred and seventeen of the Laws of nineteen hundred and four, entitled 'An act to establish a police pension fund for the city of Troy, New York,' in relation to amount of pension," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Albert Morris, mayor of the city of Oneonta, returning Assembly bill (No. 918, Int. No. 561), entitled "An act to amend chapter four hundred and fifty-four of the Laws of nineteen hundred and eight, entitled 'An act to incorporate the city of Oneonta,' generally," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Speaker announced that Norbert Cohen resigned from the position of general clerk, said resignation to take effect at the close of the legislative day, April 29, 1910, and that Christian Hoffman was duly appointed general clerk in the place of said Norbert Cohen, resigned, his term of office to commence on the 30th day of April, 1910.

On motion of Mr. Merritt, the House adjourned.

MONDAY, MAY 2, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. J. S. Phillips, the reading of the journal of Friday, April 29, 1910, was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bill: "An act to prescribe the method by which and the terms and conditions under which shall be determined the amount of any debt incurred by the city of New York for any rapid transit or dock investment prior to the first day of January, nineteen hundred and ten, which may be excluded in ascertaining the power of the city of New York to become otherwise indebted, pursuant to the provisions of section ten of article eight of the Constitution, and to confer jurisdiction on the Appellate Division of the Supreme Court in the first judicial department to determine the amount of any debt to be so excluded" (No. 1349, Rec. No. 231), which was read the first time.

On motion of Mr. J. S. Phillips, and by unanimous consent, said bill was read the second time and ordered to a third reading.

A message from the Governor was received and read, in words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER.

To the Legislature:

It appearing to my satisfaction that the public interest requires it; Therefore, In accordance with the provisions of section 15 of article 3 of the Constitution and by virtue of the authority thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Senate bill No. 1349 (Int. No. 1075), entitled "An act to prescribe the method by which and the terms and conditions under which shall be determined the amount of any debt incurred by the city of New York for any rapid transit or dock investment prior to the first day of January, nineteen hundred and ten, which may be excluded in ascertaining the power of the city of New York to become otherwise indebted, pursuant to the provisions of section ten of article eight

of the Constitution, and to confer jurisdiction on the Appellate Division of the Supreme Court in the first judicial department to determine the amount of any debt to be so excluded," as amended.

Given under my hand and the Privy Seal of the State
at the Capitol in the city of Albany this second day
[L. S.] of May in the year of our Lord one thousand nine
hundred and ten.

(Signed) CHARLES E. HUGHES.

By the Governor:

ROBERT H. FULLER.

Secretary to the Governor.

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, the necessity for the immediate passage of the same having been certified by the Governor, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neill M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, the following bills were introduced:

Mr. J. S. Phillips introduced a bill entitled "An act to provide for the leasing of camp sites within the forest preserve of the State" (Int. No. 1657), which was read the first time and referred to the committee on ways and means.

Mr. F. L. Young introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section fourteen of article six of the Constitution, in relation to the County Courts of Kings and Westchester counties" (Int. No. 1658), which was read the first time and referred to the committee on the judiciary.

Mr. Shea introduced a bill entitled "An act to authorize the town of North Elba, in the county of Essex, to sell and issue its bonds, for the purpose of raising a sum, not to exceed six thousand dollars, to pay the expense of completing the construction of the sewer system in the Ruisseaumont sewer district in said town, and to provide for the payment of the interest and principal of said bonds as the same shall become due" (Int. No. 1659), which was read the first time and referred to the committee on internal affairs.

Mr. F. L. Young introduced a bill entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate, and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the powers of the board of trustees of such village to raise and apply moneys for charitable purposes" (Int. No. 1660), which was read the first time and referred to the committee on affairs of villages.

Also, "Concurrent resolution of the Senate and Assembly proposing an amendment to section fourteen of article six of the Constitution, in relation to the County Courts of Kings and Westchester counties" (Int. No. 1661), which was read the first time and referred to the committee on the judiciary.

Mr. Whitney introduced a bill entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries" (Int. No. 1662), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to legalize the acts of Fayette G. Myers, clerk of the village of Mechanicville" (Int. No. 1663), which was read the first time and referred to the committee on affairs of villages.

Mr. Coffey introduced a bill entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to the power of the common council" (Int. No. 1664), which was read the first time and referred to the committee on affairs of cities.

Mr. M. Smith introduced a bill entitled "An act to permit the city of Poughkeepsie to establish, equip, and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor" (Int. No. 1665), which was read the first time and referred to the committee on internal affairs.

Also, "An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State" (Int. No. 1666), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Whitley introduced a bill entitled "An act conferring jurisdiction upon the County Court of Monroe county to adjudicate upon all cases of children in Monroe county under sixteen years of age, who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the State; and regulating the procedure in such cases, including the establishment of a detention home, a probation system and the appointment of guardians for such children" (Int. No. 1667), which was read the first time and referred to the committee on the judiciary.

Also, "An act conferring jurisdiction upon the County Court

of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law and regulating the procedure therein" (Int. No. 1668), which was read the first time and referred to the committee on the judiciary.

Mr. R. H. Clarke introduced a bill entitled "An act to authorize the Comptroller to hear and determine the application of Washington cemetery for the redemption of certain lands in the towns formerly known as Gravesend and New Utrecht in the county of Kings from the sale thereof by the Comptroller for unpaid assessments" (Int. No. 1669), which was read the first time and referred to the committee on ways and means.

Mr. Gray introduced a bill entitled "An act to enable the electors of the town of Oswegatchie, Saint Lawrence county, New York, to direct the raising of money to improve and equip the fair grounds of said town" (Int. No. 1670), which was read the first time.

On motion of Mr. Gray, and by unanimous consent, said bill was read the second time and ordered to third reading and referred to the committee on internal affairs.

Mr. Speaker, from the committee on rules, reports in favor of the adoption of the following special rule:

Until the date of final adjournment of this session of the Legislature shall have been fixed a notice may be given requesting that any matter be made a special order, or that the rules be suspended for the purpose of reading a bill out of its order, which shall be referred, without debate, to the committee on rules. The member making the motion or giving the notice shall submit in writing the reasons for making such special order or suspension, and attach thereto a copy of the bill.

The committee may report at any time, and such report shall stand as the determination of the House, unless otherwise ordered by a vote of two-thirds of the members present. The committee shall not, however, report a measure, from the consideration of which a motion to discharge a standing committee has been made and lost, unless so instructed by the House by a vote of two-thirds of the members present. The committee shall not be instructed

by the House to report any matter as a special order or to report that the rules be suspended for the purpose of reading a bill out of its order, except by a vote of two-thirds of the members present.

Mr. Speaker put the question whether the House would agree to the adoption of such special rule, and it was determined in the affirmative.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Mr. Whitney, from the joint committee of Senate and Assembly to inquire into methods of financial administration of State institutions and public departments, submitted the report of said committee, which was referred to the committee on ways and means.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Lupton (No. 1760, Int. No. 1345), entitled "An act to amend the Tax Law, in relation to equalization in certain counties."

Also, the bill introduced by Mr. Macdonald (No. 1705, Int. No. 1318), entitled "An act to amend the Indian Law, in relation to the Saint Regis tribe of Indians."

Also, the bill introduced by Mr. Evans (No. 2272, Int. No. 1599), entitled "An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half per centum, and to legalize the bonds of said village sold and awarded in pursuance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same."

Also, the bill introduced by Mr. Hackett (No. 712, Int. No. 644), entitled "An act to amend the Navigation Law, in relation to lavatories on ferry boats operated in certain cities."

Also, the bill introduced by Mr. Reed (No. 1961, Int. No. 1454), entitled "An act to amend the General City Law, in relation to the licensing of dogs in cities of the third class."

Also, the bill introduced by Mr. Stivers (No. 30, Int. No. 30), entitled "An act to provide for the construction of a dike or dikes for the protection of property adjacent to the Delaware river in the city of Port Jervis, by the completion of the work begun under chapter seven hundred and sixteen of the Laws of nineteen hundred and four, the acquisition of lands necessary for such purpose, and making an appropriation therefor."

Also, the bill introduced by Mr. Lowman (No. 2092, Int. No. 1507), entitled "An act to incorporate Arnot Art Gallery."

Also, the bill introduced by Mr. Colne (No. 885, Int. No. 773), entitled "An act to release to Columbia H. Hill of the county of Kings, State of New York, all the right, title and interest of the people of the State of New York in and to all the property formerly of Mary A. Sewell, late of the county of New York, deceased, acquired upon the death of said Mary A. Sewell, without leaving next of kin."

Also, the bill introduced by Mr. Macdonald (No. 2120, Int. No. 1526), entitled "An act to legalize the acts and proceedings of the board of trustees of the village of Saranac Lake in con-

tracting for the pavement of certain streets in the village of Saranac Lake and making payments for the same and assessing the expenses thereof upon the property abutting upon the streets so improved in pursuance of the proposition authorizing such improvements submitted to and adopted by the electors of said village of Saranac Lake."

Also, the bill introduced by Mr. Hinman (No. 679, Int. No. 623), entitled "An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor."

Also, the bill introduced by Mr. Merritt (No. 2226, Int. No. 1575), entitled "An act to amend the Legislative Law, in relation to the drafting and revision of legislative bills, and making an appropriation therefor."

Also, the bill introduced by Mr. Shortt (No. 1953, Int. No. 1446), entitled "An act to amend the Railroad Law, in relation to liability of railroad corporations for damages by fire to property not abutting on its premises."

Also, the bill introduced by Mr. Fowler (No. 2222, Int. No. 1571), entitled "An act to amend the Code of Criminal Procedure, in relation to probation."

Also, the bill introduced by Mr. Kopp (No. 445, Int. No. 425), entitled "An act to amend the Public Service Commissions Law, in relation to the transportation of certain persons by common carriers at reduced rates."

Also, the bill introduced by Mr. Thorn (No. 1968, Int. No. 1461), entitled "An act to revise and extend the corporate existence of The Brennan Land Company, of Buffalo, New York, and to legalize former acts and proceedings of such corporation and of its officers and directors."

Also, the bill introduced by Mr. Fowler (No. 1895, Int. No. 1410), entitled "An act to amend the Code of Criminal Procedure, relating to the jurisdiction of the County Courts of the counties of Albany and Ulster."

Also, the bill introduced by Mr. Vosburgh (No. 2233, Int. No. 1583), entitled "An act to authorize the Comptroller of the State

to hear and determine the application of George D. Baldwin for the cancellation of tax sale made in the year eighteen hundred and forty-eight of subplot one of lot twenty-four, Palmer's purchase, middle division, Hamilton county."

Also, the bill introduced by Mr. Vosburgh (No. 806, Int. No. 719), entitled "An act to authorize the Comptroller of the State to hear and determine the application of Eli Christman for cancellation of the tax sale made by the Comptroller in nineteen hundred of a portion of lot number seventeen, Lott and Low's patent, in the town of Stratford, Fulton county."

Also, the bill introduced by Mr. F. L. Young (No. 1957, Int. No. 1450), entitled "An act to authorize the electors of the village of Peekskill to vote upon a proposition to erect an incinerating plant, and to authorize the issue of bonds for such purpose."

Also, the bill introduced by Mr. Whitley (No. 2262, Int. No. 1593), entitled "An act to incorporate the United Charities of Rochester, and to prescribe its objects and powers."

Also, the bill introduced by Mr. R. H. Clarke (No. 2006, Int. No. 1470), entitled "An act to amend chapter two hundred and ninety-eight of the Laws of eighteen hundred and ninety-seven, entitled 'An act in relation to the distribution of advertising matter in the city of New York,' in relation to such city as now constituted."

Also, the bill introduced by Mr. Walker (No. 1096, Int. No. 927), entitled "An act to amend the Greater New York charter, in relation to wooden block pavements."

Also, the bill introduced by Mr. Wilsnack (No. 2141, Int. No. 1544), entitled "An act to permit cities of the first, second and third classes to establish within their boundaries districts with varying restrictions upon the heights of buildings thereafter erected, and upon the proportion of lot area to be covered by such buildings."

Also, the bill introduced by Mr. Fowler (No. 1142, Int. No. 956), entitled "An act to amend the Forest, Fish and Game Law, in relation to carp in Hudson river."

Also, the bill introduced by Mr. F. L. Young (No. 2150, Int. No. 1553), entitled "An act to amend the Town Law, in relation

to the establishment of lighting districts in the towns of Westchester county."

Also, the bill introduced by Mr. Glore (No. 1083, Int. No. 914), entitled "An act to permit the fire commissioner of the city of New York to determine the amount of pension to be allowed to James H. Ballentine from the firemen's pension fund."

Also, the bill introduced by Mr. J. J. O'Neill (No. 1448, Int. No. 1165), entitled "An act to amend the Tax Law, in relation to receipts by collectors and receivers of taxes."

Also, the bill introduced by Mr. Baumes (No. 967, Int. No. 834), entitled "An act to amend the Agricultural Law, in relation to the definition of adulterated milk."

Also, the bill introduced by Mr. Lupton (No. 2225, Int. No. 1574), entitled "An act to amend chapter one hundred and thirty-one of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof,' in relation to appointment and salaries of employees at the jail."

Also, the bill introduced by Mr. Foley (No. 2102, Int. No. 1520), entitled "An act to amend the Greater New York charter, relative to the number of deputies in the department of public charities," reported the same without recommendations, which report was agreed to, and said bills ordered engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. J. S. Phillips (No. 2199, Int. No. 1566), entitled "An act to amend the State Boards and Commissions Law, in relation to the State Probation Commission," reported the same with the following recommendations:

On page 1, line 1, after "of" strike out the remainder of said line and insert "chapter fifty-six of the Laws of nineteen hundred and nine, entitled 'An act in relation to State boards and commissions, constituting chapter fifty-four of the Consolidated Laws.'"

Line 2, strike out "law".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Boshart (No. 2089, Int. No. 1504), entitled "An act to amend the Agricultural Law, in relation to the adulteration or misbranding of food and food products and to repeal certain provisions of law relative to the same," reported the same with the following recommendations:

In title after word "law" insert the words "and the Public Health Law," and strike out all of title after "products".

On page 1, line 1, strike out the words "Article eight" and insert in place thereof the words "Section two hundred and one".

Strike out line 5 and the rest of the page down to and including the word "compound" on line 7 on page 2.

On page 2, line 12, strike out the comma after the word "food".

On page 4, line 15, after the word "read" insert the word "respectively".

Line 16, insert a comma after the word "drug".

Line 18, insert a comma after the word "drug".

On page 7, line 14, add the letter "s" to the word "adulteration".

On page 8, line 6, insert a comma after the word "brewed".

Line 11, strike out the word "or" and insert in place thereof the word "and".

Line 15, strike out the word "list" and insert in place thereof the word "lists".

Line 18, strike out the word "as" and insert in place thereof the word "or".

On page 10, line 4, strike out the word "code" and insert in place thereof the word "law".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Fowler (No. 2204, Int. No. 1331), entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings when a person in confinement appears to be insane," reported the same with the following recommendations:

On page 5, line 15, after "insanity" insert a comma.

Page 6, line 4, strike out "he".

Line 7, after "examination" insert a comma.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Wende (No. 1963, Int. No. 1456), entitled "An act to amend the Code of Civil Procedure, relative to the qualification of a referee," reported the same with the following recommendations:

Page 1, line 3, after "1024" insert "Qualifications of a referee."

Line 7, after "referee" insert a comma.

Line 10, strike out "apportionment" and insert "appraisement."

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. J. S. Phillips (No. 347, Int. No. 331), entitled "An act to amend the Code of Civil Procedure, in relation to the probate of wills," reported the same with the following recommendations:

On page 1, line 3, after "2625" insert "Surrogate's decision on probate."

Page 2, line 7, after "is" insert "hereby".

Line 8, after "2629" insert "Will certified, or record thereof, may be read in evidence."

Line 10, strike out the second "the" and insert "a".

Line 14, after "probate" insert a comma.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Boshart (No. 2192, Int. No. 1559), entitled "An act to amend the Agricultural Law," reported the same with the following recommendations:

In title after the word "law" and before the ensuing period insert the words "in relation to penalty for violation of quarantine."

On page 1, line 3, after the quotation marks following the comma after the word "laws" insert the words "as amended

by chapter three hundred and fifty-two of the Laws of nineteen hundred and nine.”.

On page 2, line 17, strike out the word “was” and insert the word “lies”.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Gray (No. 1697, Int. No. 981), entitled “An act to amend the Tax Law, in relation to the franchise tax on corporations,” reported the same with the following recommendations:

On page 6, line 18, after the word “corporation” insert a comma.

On page 7, line 23, after the word “application” insert a comma.

On page 8, line 6, strike out the word “act” and insert in place thereof the word “chapter”.

Line 9, strike out the word “act” and insert in place thereof the word “chapter”.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Harwood (No. 1398, Int. No. 493), entitled “An act to amend the Navigation Law, in relation to certain motor craft,” reported the same with the following recommendations:

On page 2, line 5, after the word “thirty-three” insert in *italics* the words “of this chapter”.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Walters (No. 2153, Int. No. 734), entitled “An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, as amended by chapter seven hundred and fifty of the Laws of eighteen hundred and ninety-seven, entitled ‘An act to revise, amend and consolidate the several acts in relation to the city of

Syracuse and to revise and amend the charter of said city,' establishing a fund for pensioning retired school teachers and certain other employees and regulating the collection and management thereof," reported the same with the following recommendations:

In title after the word "eighty-five" strike out the words "as amended by chapter seven hundred and fifty of the Laws of eighteen hundred and ninety-seven," and after the word "Syracuse" insert a comma.

On page 1, line 1, strike out the words "Title eleven" and insert in place thereof the words "Section one hundred and eighty-three-a".

Line 2, after the comma following the words "eighty-five" insert the words "entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city'".

Line 2, strike out the word "amended" and insert in place thereof the word "added".

Page 2, line 1, strike out the word "the" and insert in place thereof the word "and".

Line 13, after the word "payment" insert a comma.

Line 14, after the word "fund" insert a comma.

Line 19, italicize the words "of New York" following the word "State".

Line 26, after the comma following "cipal" insert in brackets the word "or".

On page 3, line 13, after the comma following "cipals" insert in brackets the word "and".

Line 18, add the letter "s" to the word "money", and after the word "sources" insert a comma.

Line 21, after the letter "x" and before the letter "r" in the word "payrolls" insert a hyphen.

Line 22, after the comma following the word "principals" insert in brackets the word "and".

On lines 23 and 24, place the words "hereinbefore mentioned" in roman type.

Line 25, after the word "persons" insert a comma, and after the word "exceed" insert in brackets the words "one per centum per annum of his or her annual salary", and italicize the words "the percentage specified".

Line 26, italicize the words "in subdivision two-c of this act,".

Page 4, line 4, after the letter "x" and before the letter "r" in the word "payroll" insert a hyphen; after the word "of"

insert the word "the" and add the letter "s" to the word "deduction".

Line 18, after the word "power" insert in brackets the words "on recommendation of the superintendent of schools".

Line 19, after the comma following the word "principal" insert in brackets the word "or".

Line 25, italicize the words "within the present limits".

On page 5, line 1, after the comma following the word "supervisor" insert in brackets the word "or".

Line 7, strike out the word "eight" and insert in place thereof the word "nine".

Line 11, strike out the word "that" and insert in place thereof the word "of", and strike out the word "received" and insert in place thereof the words "receiving it".

On page 6, line 5, place the words "at least" in roman type, and place the words "per centum" in roman type; and before the word "forty" insert in brackets the word "twenty".

Line 11, before the word "forty" insert in brackets the word "twenty".

After line 11 insert the following:

"Subd. 8. No annuity shall be paid from the teachers' retirement fund before July first, nineteen hundred and one; but any person duly qualified who shall retire or be retired from service before that time, shall not be deemed to have forfeited the right to become an annuitant under the provisions of this act."

Line 12, after "Subd." strike out the figure "8" and insert in place thereof the figure "9"; after the word "No" insert in brackets the word "person" and italicize the words "superintendent, supervisor, principal or teacher".

Line 19, after the word "fund" and before the following comma insert in brackets the words "an amount equal to one per centum of."; italicize the words "as provided in subdivision two-c of this act,".

Line 20, italicize the words "based on".

Line 22, after "Subd." strike out the figure "9" and insert in place thereof the figure "10"; after the comma following "supervisor" insert in brackets the word "or".

On page 7, line 4, strike out the figure "10" and insert the figure "11".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Fowler

(No. 2223, Int. No. 1572), entitled "An act to amend the Code of Criminal Procedure, in relation to probation officers," reported the same with the following recommendations:

On page 1, line 8, strike out the letter "s" in the word "courts".

Page 4, line 14, commencing with the word "The" italicize the remainder of the line.

Line 15, italicize all of said line down to the period.

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Boshart (No. 2191, Int. No. 1558), entitled "An act to amend the Agricultural Law, in relation to concentrated commercial feeding stuffs," reported the same with the following recommendations:

Page 1, line 4, after the quotation mark insert "as amended by chapter three hundred and seventeen of the Laws of nineteen hundred and nine,".

Line 7, strike out "meal" and insert "meals".

Line 9, strike out "feed" and insert "feeds".

Page 2, line 6, strike out "food" and insert "foods".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Vosburgh (No. 1973, Int. No. 1466), entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' generally," reported the same with the following recommendations:

On page 2, line 16, add the letter "s" to "missioner".

On page 3, line 25, after the period following the word "years" insert "The term of office of the members of the board of education shall be three years."

On page 4, line 13, after the word "term" add the letter "s".

On page 5, line 6, after the word "do" insert a comma.

Line 24, strike out the words "eleven, twelve,".

On page 6, line 11, strike out the word "pertaining" and insert "appertaining".

On page 8, line 12, after the word "credit" insert the words "of each".

Line 18, place "An abstract of such reports shall be pub-" in roman type.

Line 19, place "lished once in each month" in roman.

On page 9, line 18, strike out the letter "s" in the word "moneys".

On page 10, line 9, strike out the words "to do so" and insert in place thereof the words "so to do".

Line 11, strike out the word "two" together with the hyphen in the words "twenty-two".

On page 11, line 8, before the word "bank" insert the word "solvent".

Line 25, after the word "credit" insert the words "of any".

On page 12, line 11, strike out the letter "s" in the word "propositions".

On page 13, line 8, strike out the word "discretion" and insert in place thereof the word "direction".

On page 14, line 10, strike out the word "in" and insert "of".

Line 19, strike out the word "situate" and insert in place thereof the word "situated".

On page 15, line 1, after the word "lands" insert a comma.

Line 3, after the word "highways" insert the word "passing".

Line 7, on page 18, add the letter "s" to the word "election".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. M. Smith, from the committee on revision, to which was referred the bill introduced by Mr. Fowler (No. 2221, Int. No. 1570), entitled "An act to amend the Code of Criminal Procedure, in relation to probation," reported the same with the following recommendations:

On page 2, line 8, after "child" insert a comma.

Page 4, line 1, strike out "Under" and insert "Upon".

which report was agreed to, and said bill ordered reprinted and engrossed for a third reading.

By unanimous consent, Mr. Cheney, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the charter of the city of Rensselaer, in relation to the bond of the treasurer of said city for the collection of taxes." (No. 2147, Int. No. 1550.)

"An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter three hundred and eighty-four of the Laws of nineteen hundred and nine, in relation to the foreclosure of tax sale certificates." (No. 2020, Int. No. 1484.)

"An act to amend the Navigation Law, in relation to the placing of buoys or beacons to mark obstructions to navigation." (No. 1817, Int. No. 1372.)

"An act to amend the General Business Law, in relation to the liability of hotel keepers." (No. 1043, Int. No. 849.)

"An act to amend chapter sixty-five of the Laws of nineteen hundred and six, entitled 'An act to make the office of sheriff of Ulster county a salaried office, and to regulate the management thereof,' in relation to an additional assistant to such sheriff." (No. 2142, Int. No. 1545.)

"An act to amend chapter two hundred and sixty-nine of the Laws of eighteen hundred and seventy-two, entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Albany, and incorporating the "Albany and Greenbush Bridge Company,"' in relation to rates of toll to be charged by said company and sale of tickets." (No. 1805, Int. No. 1360.)

"An act to amend chapter one hundred and ninety-five of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend chapter one hundred and forty of the Laws of eighteen hundred and fifty-three, entitled "An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village," and the several acts amendatory thereof,' in relation to salaries of policemen and the tax budget." (No. 1959, Int. No. 1452.)

"An act making an appropriation for the Attorney-General." (No. 925, Int. No. 801.)

"An act repealing chapter four hundred and sixty-three of the Laws of nineteen hundred and nine, entitled 'An act to create a forest reservation in the highlands of the Hudson, west of the

Hudson river, to be known as the Highlands of the Hudson Forest Reservation, to provide for its regulation, and making an appropriation therefor." (No. 1914, Int. No. 1429.)

"An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Warren county." (No. 1960, Int. No. 1453.)

"An act, to establish a ferry from and to Gunnison's Landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridport, in the State of Vermont, called Brook's." (No. 1607, Int. No. 1254.)

"An act authorizing the city of Buffalo to convey certain lands and relinquish certain rights to the United States of America and to comply with other conditions required in consideration of the improvement of the harbor in said city by the United States." (No. 2126, Int. No. 1533.)

"An act to amend the charter of the city of Plattsburgh, in relation to Riverside cemetery." (No. 2059, Int. No. 1497.)

"An act to authorize the city of Buffalo and the county of Erie to negotiate for the transfer and conveyance to said city or to said county of the city and county hall in said city." (No. 2128, Int. No. 1535.)

"An act to amend chapter thirty of the Laws of nineteen hundred and nine, entitled 'An act relating to highways, constituting chapter twenty-five of the Consolidated Laws, in relation to route five of the State highways.'" (No. 755, Int. No. 677.)

"An act for the relief of the town of Johnstown, in the county of Fulton." (No. 2144, Int. No. 1547.)

"An act to amend the Greater New York charter so as to confer upon the board of estimate and apportionment power to acquire land for playground purposes." (No. 1951, Int. No. 1444.)

"An act to amend section two hundred and seventy-one of chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter two hundred and twenty-eight of the Laws of nineteen hundred and one, and chapter six hundred and fifty of the Laws of nineteen hundred and seven, re-

lating to salaries in the department of public works." (No. 2125, Int. No. 1532.)

"An act to amend the Greater New York charter, relative to the uniformed force of the department of street cleaning." (No. 1436, Int. No. 1153.)

"An act in relation to the City Court of Albany, generally, its justices, clerk, marshals and stenographers." (No. 1767, Int. No. 1306.)

"An act to amend the General Business Law, relative to employment agencies." (No. 2347, Int. No. 795.)

Mr. Bennett offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 367, Int. No. 352), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' and known as the 'Election Law.'"

Debate was had thereon.

Mr. Bennett withdrew said resolution.

On motion of Mr. Frisbie, the committee on rules was instructed to report Assembly bill (No. 367, Int. No. 352), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' and known as the 'Election Law,' " with the following amendments:

Page 9, line 12, after "seventy-three", insert in italics "and in the year nineteen hundred and ten, also in cities of the first, second and third class in the months of June and July,".

Page 28, strike out lines 5 to 21, inclusive, and insert in place thereof the following:

"3. The State committee shall be composed of one member from each Assembly district of the State, to be elected at the primary elections herein provided for. In case of the death, declination, disqualification or removal from office of a member of the State committee or a failure to elect a member thereof by reason of a tie vote, the vacancy in the State committee caused thereby shall be filled by the members of the county committee of the

county, or counties residing in the Assembly district in which such vacancy occurs."

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Frisbie, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. C. W. Phillips, the committee on rules was instructed to report Assembly bill (No. 1881, Int. No. 1401), entitled "An act to amend the Labor Law, in relation to ventilation in factories," with the following amendments:

Page 2, line 14, after the word "air" insert in italics "except that the provision herein contained relating to temperature shall not apply to boiler rooms".

Page 3, line 2, after the word "occupier" insert in italics "or any one through whom his right of possession is derived".

Line 15, strike out the words "or lessee" and insert in place thereof in italics "in actual possession".

Line 19, after the word "lessee" insert in italics "on the one part".

Line 20, at beginning of line insert in italics "or any one through whom his right of possession is derived, on the other part,".

Line 22, after the word "year" insert in italics "and if there be no such agreement, then the terms 'ordinary conditions of occupancy' shall mean the maximum number of persons who could be employed within the occupier's holding allowing five hundred (500) cubic feet of space for each person so employed."

Page 4, line 10, after the word "occupier" insert in italics "or any one through whom his right of possession is derived".

Page 5, lines 3 and 4, strike out the words "by the owner, lessee or agent of either, or by the occupier".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. C. W. Phillips, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Oliver, the committee on rules was instructed to report Senate bill (No. 942, Rec. No. 148), entitled "An act to amend the Greater New York charter, in relation to the establish-

ment of dental stations for the treatment of school children," with the following amendments:

Page , line 11, strike out the words "board of".

Line 12, after the word "empowered" insert "in their discretion".

Strike out beginning with the word "The" on line 16 down to and including line 20 and insert "For the purpose of carrying out the foregoing provisions of this act, the Comptroller is hereby authorized and empowered, in his discretion, to issue special revenue bonds in such amount as may be required to provide during the current year for the additional expenditure necessitated by this act."

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Oliver, said bill was ordered reprinted, as amended, and recommitted to said committee.

The bill (No. 2124, Int. No. 1530) entitled "An act to enlarge the fish hatchery at Bemus Point on Chautauqua lake, Chautauqua county, for the propagation of fish, and making an appropriation therefor," was read the second time.

On motion of Mr. A. F. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1325, Int. No. 1083) entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal," having been announced for a second reading,

On motion of Mr. J. S. Phillips, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1272, Int. No. 1048) entitled "An act to provide for a temporary field laboratory in the Hudson river valley for the investigation of the disease of the peach and making an appropriation therefor," was read the second time.

On motion of Mr. Baumes, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1053, Int. No. 898) entitled "An act to amend the Liquor Tax Law, in relation to limiting the number of liquor tax certificates in any town, city or village on the basis of the population thereof," was read the second time.

On motion of Mr. Feeley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 381, Int. No. 365) entitled "An act to amend the Liquor Tax Law, in relation to application for liquor tax certificates for certain premises within two hundred feet of a church or schoolhouse," was read the second time.

On motion of Mr. Goldberg, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2278, Int. No. 1605) entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to organization of county board of canvassers," was read the second time.

On motion of Mr. Hinman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1580, Int. No. 1241) entitled "An act to amend the Labor Law, in relation to mercantile inspector," was read the second time.

On motion of Mr. Lee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1220, Int. No. 1018) entitled "An act to amend the Highway Law, in relation to State and county highways in cities of the third class," was read the second time.

On motion of Mr. Trombly, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 235, Int. No. 230) entitled "An act providing for the erection of a boathouse, shelter, wharves and retaining walls at the city of Buffalo for a Third Separate Division of the Naval Militia, upon lands of the State in the city of Buffalo, and making an appropriation therefor," was read the second time.

On motion of Mr. Weimert, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2129, Int. No. 1536) entitled "An act to amend the Penal Law, in relation to misconduct by officers and directors of life or casualty insurance corporations upon the co-operative or assessment plan or of fraternal beneficiary societies, orders or associations," was read the second time.

On motion of Mr. Walters, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 908, Int. No. 789) entitled "An act to amend the Penal Law, in relation to candidates at primary elections," was read the second time.

On motion of Mr. J. S. Phillips, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 583, Int. No. 140) entitled "An act to amend the Town Law, in relation to lighting streets and petition for improvements," was read the second time.

On motion of Mr. Wilkie, said bill was placed on the order of third reading.

The bill (No. 2314, Int. No. 723) entitled "An act to amend chapter two hundred and sixty-eight of the Laws of eighteen hundred and ninety-one, entitled 'An act in relation to the office of sheriff in the county of Columbia,' in relation to the salary and disbursements of the sheriff," was read the second time.

On motion of Mr. Callan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2310, Int. No. 1514) entitled "An act to amend the Tenement House Law, in relation to bulkheads and entrance halls in tenement houses," was read the second time.

On motion of Mr. Green, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2311, Int. No. 345) entitled "An act to amend the General Business Law, in relation to weighing or measuring devices used in determining the compensation of employees, and providing penalties for violation," was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2313, Int. No. 957) entitled "An act to amend section four of the Tax Law, in relation to the exemption of personal property from taxation," having been announced, Mr. Hoey moved to amend as follows:

On page 2, line 4, strike out the word "November" and insert in place thereof the word "October".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 2261, Int. No. 1592) entitled "An act to legalize certain highway improvement bonds of the county of Ontario and the acts and proceedings of the board of supervisors and officers of said county and board in relation thereto," was read the second time.

On motion of Mr. Abbey, said bill was placed on the order of third reading.

On motion of Mr. Abbey, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright

Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2256, Int. No. 1587) entitled "An act to amend the Highway Law, in relation to State-county highways, and connecting highways, in villages," was read the second time.

On motion of Mr. Barden, said bill was placed on the order of third reading.

On motion of Mr. Barden, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Arge'singer	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoev	Oliver	Trumb'y
Paumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Pennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2266, Int. No. 1597) entitled "An act to legalize certain acts, resolutions and proceedings of the finance committee of the board of supervisors of Rensselaer county and of such board of supervisors, relative to the employment of a clerk to the finance committee of such board," having been announced for a second reading,

On motion of Mr. Filley, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2275, Int. No. 1602) entitled "An act to legalize certain acts, resolutions and proceedings of the finance committee of the board of supervisors of Rensselaer county, and of such board of supervisors, relative to the employment of an attorney or other assistant in the matter of the examination of sales of real property for unpaid taxes in said county," having been announced for a second reading,

On motion of Mr. Filley, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2276, Int. No. 1603) entitled "An act to amend the County Law, in relation to the power of the board of supervisors to appoint a clerk for certain purposes," having been announced for a second reading,

On motion of Mr. Filley, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2277, Int. No. 1604) entitled "An act to amend the County Law, in relation to the power of the board of supervisors to employ an attorney for certain purposes," having been announced for a second reading,

On motion of Mr. Filley, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 2263, Int. No. 1594) entitled "An act to legalize

and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions," was read the second time.

On motion of Mr. Goodwin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2285, Int. No. 1612) entitled "An act to amend the Town Law, in relation to hawking and peddling without a license," was read the second time.

On motion of Mr. Whitney, said bill was placed on the order of third reading.

On motion of Mr. Whitney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Miller W G	Sullivan
Allen A F	Doherty	Herrick	Murray	Sweet
Allen H E	Donnelly	Higgins	Neupert	Thompson
Argetsinger	Donovan	Hinman	Nolan	Thorn
Barden	Ebbets	Hoe	O'Connor	Toombs
Baumes	Evans	Holden	Odell	Trombly
Beck	Eveleth	Howard	Oliver	Van Olinda
Bennett	Farrell	Jackson	O'Neill J J	Vicinus
Boshart	Fay	Joseph	O'Neil M A	Vosburgh
Boylan	Feeley	Keller	Parker	Walters
Brainerd	Filley	Lachman	Patrie	Waters
Brennan	Foley	Lansing	Perkins	Weber
Brown C F	Fowler	Lee	Phillips C W	Weiland
Brown G W	Friend	Levy A J	Phillips J S	Weinstein
Burgoyne	Frisbie	Levy J	Pitkin	Wende
Callan	Garfein	Lowman	Raldiris	White E H
Chanler	Gerhardt	Lupton	Reed	White L H

Cheney	Gerken	Macdonald	Roberts	Whitley
Clarke R H	Gillen	MacGregor	Rozan	Whitney
Clark S C	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Conklin	Goodwin	McCue	Shepardson	Wood
Connell	Graubard	McElligott	Shortt	Wright
Cosad	Gray	McGrath	Smith A E	Yale
Crocker	Green	McInerney	Smith M	Young E
Cross	Greenwood	McKeon	Spielberg	Young F L
Dana	Hackett	Metzendorf	Stevenson	Zorn
Delano	Harwood	Miller J L	Stivers	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2228, Int. No. 1578) entitled "An act to amend the Poor Law, in relation to providing for the settlement of poor persons," having been announced for a second reading,

On motion of Mr. Wright, and by unanimous consent, said bill was ordered placed on the second reading calendar for Thursday next.

The bill (No. 2151, Int. No. 1554) entitled "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester," was read the second time.

On motion of Mr. F. L. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 703, Rec. No. 102) entitled "An act to amend the County Law, in relation to the salary of the surrogate of Jefferson county," was read the second time.

On motion of Mr. Wood, said bill was placed on the order of third reading.

The bill (No. 1468, Int. No. 1173) entitled "An act to provide for the adoption of a system for uniform text-books in the schools of Saint Lawrence county, with certain exceptions," was read the second time.

On motion of Mr. Gray, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1401, Int. No. 691) entitled "An act to amend the Education Law, in relation to licensing of civil engineers," having been announced, Mr. Raldiris moved to amend as follows:

Page 3, line 5, after "able" insert "to survey land".

Page 3, line 22, after the words "who shall" insert "be licensed engineers and".

Page 4, line 9, after the words "to receive" add "from the regents", and after the words "to practice" strike out "from the regents".

Page 4, line 12, after the word "appointment" insert "and after nineteen hundred and fourteen they must be licensed".

Page 6, line 14, renumber a new Section 5 by changing "the" to "or", and strike out the words "may in their discretion" and insert in place thereof "shall".

Page 6, line 15, insert after the word "requirement" the words, "above named".

Page 6, line 17, insert a period after the word "license" and strike out the word "and".

Page 6, line 22, renumber Section 5 to 6, and strike out the word "either".

Page 6, line 23, insert the words "or any degree the regents decide to be equivalent", after "civil engineer".

Page 7, line 18, renumber Section 6 to 7.

Page 7, line 23, renumber Section 7 to 8, and strike out the words "may, and" and insert in place of "may" the word "shall", and after the word "examine" insert "candidates for".

Page 7, line 24, add "s" to "cense", and insert the words "they shall" in place of "or may in their discretion".

Page 7, line 26, insert the words "federal or" after the word "the".

Page 8, line 3, insert "regents" in place of "board".

Page 8, lines 17 and 18, strike out "and at least".

Page 9, line 12, strike out "according to the qualifications to the applicant".

Page 10, line 1, after "ing" insert "or any degree the regents decide to be equivalent".

Page 10, lines 7 and 8, strike out "on the approval of the board of regents".

Page 14, line 8, after "affect" insert "active or retired".

Page 14, line 9, strike out "while so commissioned".

Page 14, line 20, strike out "and" and insert in place thereof "or any person".

Page 15, line 2, after the word "in" insert "supervising, inspecting, maintaining."

Page 15, line 3, substitute "constructing" for "construction", and strike out "satisfactory to the board of regents".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. Raldiris, was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1800, Int. No. 1354) entitled "An act to amend the Penal Code, in relation to the sale of stocks of mining, oil and gas corporations," was read the second time.

On motion of Mr. A. J. Levy, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1773, Int. No. 463) entitled "An act to amend the Penal Law, in relation to permitting labor and secular business on the first day of the week by certain persons," was read the second time.

On motion of Mr. A. J. Levy, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2167, Int. No. 788) entitled "An act to amend chapter twenty-five of the Laws of nineteen hundred and nine, entitled 'An act relating to general business, constituting chapter twenty of the Consolidated Laws,' in relation to monopolies," having been announced for a third reading,

On motion of Mr. Foley, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1681, Int. No. 1302) entitled "An act to provide for the appointment of a commission to promote and conduct a water congress and exhibition, and making an appropriation therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 11

Those who voted in the affirmative were:

Allen A F	De Long	Hackett	Miller W G	Sullivan
Allen H E	Doherty	Harwood	Murray	Sweet
Argetsinger	Donnelly	Hearn	Neupert	Thorn
Barden	Donovan	Herrick	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boshart	Farrell	Howard	O'Neill J J	Vosburgh
Boylan	Fay	Joseph	O'Neil M A	Walters
Brainerd	Feeley	Kopp	Parker	Waters
Brennan	Filley	Lachman	Patrie	Weber
Brown C F	Foley	Lansing	Phillips C W	Weiland
Brown G W	Fowler	Levy A J	Phillips J S	Weinstein
Burgoyne	Friend	Levy J	Raldiris	White E H
Callan	Frisbie	Lowman	Reed	White L H
Caughlan	Garfein	Lupton	Rozan	Whitley
Cheney	Gerhardt	Macdonald	Sanner	Whitney
Clarke R H	Gerken	MacGregor	Shea	Wilsnack
Clark S C	Gillen	Manley	Shepardson	Wood
Coffey	Goldberg	Marlatt	Shortt	Wright
Conklin	Goodspeed	McCue	Smith A E	Yale
Connell	Goodwin	McElligott	Smith M	Young E
Crocker	Graubard	McKeon	Spielberg	Young F L
Cross	Gray	Metzendorf	Stevenson	Zorn
Delano	Greenwood	Miller J L	Stivers	

Those who voted in the negative were:

Abbey	Jackson	Perkins	Roberts	Wende
Chanler	Keller	Pitkin	Thompson	Wilkie
Cosad				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

On motion of Mr. Frisbie, the committee on rules was instructed to report Senate bill (No. 39, Rec. No. 27), entitled "An act to provide for the erection of a suitable iron fence around the monument erected by the Society of Colonial Wars on the Lake George Battle Ground Park, owned by the State of New York; for the construction of a suitable footpath from the Lake George beach to the said monument; for the cleaning up of the paths and roads around the said park and erection of boundary fences wherever necessary."

Said bill having been announced, on motion of Mr. Frisbie, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Frisbie, and by unanimous consent, said bill

was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Murray	Sullivan
Allen A F	De Long	Harwood	Neupert	Sweet
Allen H E	Doherty	Hearn	Nolan	Thompson
Argetsinger	Donnelly	Herrick	O'Connor	Thorn
Barden	Donovan	Hinman	Odell	Toombs
Baumes	Ebbets	Hoey	Oliver	Trombly
Beck	Evans	Holden	O'Neill J J	Van Olinda
Bennett	Eveleth	Howard	O'Neil M A	Vicinus
Boshart	Farrell	Jackson	Parker	Vosburgh
Boylan	Fay	Joseph	Patrie	Walters
Brainerd	Feeley	Keller	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Green	Miller J L	Stevenson	Young F L
Cross	Greenwood	Miller W G	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 65, Int. No. 65) entitled "An act to provide for the erection of a suitable iron fence around the monument erected by the Society of Colonial Wars on the Lake George Battle Ground Park, owned by the State of New York; for the construction of a suitable footpath from the Lake George beach to the said monument; for the cleaning up of the paths and roads around the said

park and erection of boundary fences wherever necessary," having been announced for a third reading,

On motion of Mr. Frisbie, said bill was laid aside, and ordered stricken from the calendar.

The Senate bill (No. 846, Assembly reprint No. 2268, Rec. No. 142), entitled "An act to amend the Election Law, in relation to filing and preserving statements of campaign receipts and expenses," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 1

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Neupert	Sweet
Allen A F	Doherty	Herrick	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Argetsinger	Donovan	Hoey	Odell	Toombs
Barden	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevens	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn
Delano	Harwood	Murray	Sullivan	

In the negative:

Bennett

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 2269, Int. No. 718) entitled "An act to amend the charter of the city of Ithaca, in relation to the approval and confirmation of assessments, and to repeal subdivision thirty-three of section thirty-five thereof," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2271, Int. No. 300) entitled "An act to amend the Public Health Law, in relation to the practice of veterinary medicine," having been announced for a third reading,

On motion of Mr. Lansing, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2294, Int. No. 668) entitled "An act to amend the Agricultural Law, in relation to abattoirs and places where meat and meat products are manufactured, sold or kept for sale, and making an appropriation therefor," having been announced for a third reading,

On motion of Mr. Lansing, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2252, Int. No. 1287) entitled "An act to amend the Insanity Law, relative to the care and treatment of insane persons, and persons under examination as to their sanity, pending such examination and prior to their transfer to institutions for the insane," having been announced, Mr. Hinman moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 4, line 9, after the words "New York," insert the words "and in the county of Albany".

On page 5, line 1, after the words "New York," insert the following: "or in the county of Albany".

On page 5, line 1, strike out the letter "s" at the end of the word "commissioners" and put such letter "s" in brackets.

On page 5, line 13, after the words "New York," insert the following: "and in the county of Albany".

On page 5, line 19, after the words "New York," insert the following: "and in the county of Albany".

On page 6, line 12, after the words "New York," insert the following: "and also in the county of Albany".

On page 6, line 14, after the word "borough" insert the words "or county".

On page 6, line 19, after the word "York," insert the words "and the county of Albany".

On page 6, line 19, after the word "boroughs," insert the words "or county".

On page 8, line 12, after the word "city," insert the words "and also in the county of Albany,".

On page 9, line 9, after the words "New York," insert the words "and in the county of Albany".

On page 9, line 10, after the word "boroughs" cancel the comma and insert the words "or county".

On page 9, line 19, before the word "health" strike out the word "The" and insert the following: ", except in the city of New York and the county of Albany, the".

On page 9, line 20, strike out the following: ", except the city of New York,".

On page 10, line 25, after the words "New York" insert the following: "and in the county of Albany".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 924, Int. No. 800) entitled "An act making an appropriation for certain expenses and deficiencies under the administration of former Attorney-General Jackson," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland

Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Bargoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2296, Int. No. 1408) entitled "An act to amend chapter three hundred and ninety-two of the Laws of eighteen hundred and ninety-six, entitled 'An act to regulate the commitment and discharge of certain prisoners, tramps and vagrants in Richmond county, and to prescribe the effect thereof, to provide for the support of the prisoners in the jail in the county of Richmond, and to fix the duties and compensation of the sheriff of said county and of certain employees in the jail of said county,'" having been announced for a third reading,

On motion of Mr. Shortt, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

The bill (No. 2270, Int. No. 290) entitled "An act to amend the Town Law, in relation to the election of assessors and the term for which they are elected," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Nolan	Sweet
Allen A F	Doherty	Herrick	O'Connor	Thompson
Allen H E	Donnelly	Hinman	Odell	Thorn
Argetsinger	Donovan	Hoey	Oliver	Toombs

Barden	Ebbets	Holden	O'Neill J J	Trombly
Baumes	Evans	Howard	O'Neil M A	Van Olinda
Beck	Eveleth	Jackson	Parker	Vicinus
Bennett	Farrell	Joseph	Patrie	Vosburgh
Boshart	Fay	Keller	Perkins	Walters
Boylan	Feeley	Lachman	Phillips C W	Waters
Brainerd	Filley	Lansing	Phillips J S	Weber
Brown C F	Foley	Levy A J	Pitkin	Weiland
Brown G W	Fowler	Levy J	Raldiris	Weinstein
Burgoyne	Friend	Lowman	Reed	Wende
Callan	Frisbie	Lupton	Roberts	White E H
Caughlan	Garfein	Macdonald	Rozan	White L H
Chanler	Gerhardt	MacGregor	Sanner	Whitley
Cheney	Gerken	Manley	Shea	Whitney
Clarke R H	Gillen	Marlatt	Shepardson	Wilkie
Clark S C	Goldberg	McCue	Shortt	Wilsnack
Coffey	Goodspeed	McInerney	Smith A E	Wood
Conklin	Goodwin	McKeon	Smith M	Wright
Connell	Graubard	Metzendorf	Spielberg	Yale
Cosad	Gray	Miller J L	Stevenson	Young E
Crocker	Greenwood	Miller W G	Stivers	Young F L
Cross	Hackett	Murray	Sullivan	Zorn
Delano	Harwood	Neupert		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 1813, Int. No. 1368) entitled "An act to amend the Public Lands Law, in relation to the conveyance of abandoned canal lands to municipalities," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters

Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1955, Int. No. 1488) entitled "An act to amend the Highway Law, in relation to sprinkling an improved State or county highway, and to the removal of filth and refuse therefrom," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney

Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Crocs	Hackett	Murray	Sullivan	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2156, Int. No. 1490) entitled "An act to amend the Greater New York charter, in relation to regulating the sale in the public streets of the city of New York of tickets of admission to places of amusement," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 1

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Nolan	Sweet
Allen A F	De Long	Herrick	O'Connor	Thompson
Allen H E	Doherty	Hinman	Odell	Thorn
Argetsinger	Donnelly	Hoey	Oliver	Toombs
Barden	Donovan	Holden	O'Neill J J	Trombly
Baumes	Ebbets	Howard	O'Neil M A	Van Olinda
Beck	Evans	Jackson	Parker	Vicinus
Bennett	Eveleth	Joseph	Patrie	Vosburgh
Boshart	Farrell	Keller	Perkins	Walters
Boylan	Fay	Lachman	Phillips C W	Waters
Brainerd	Feeley	Lansing	Phillips J S	Weber
Brennan	Filley	Levy A J	Pitkin	Weiland
Brown C F	Foley	Levy J	Raldiris	Weinstein
Brown G W	Fowler	Lowman	Reed	Wende
Burgoyne	Frisbie	Lupton	Roberts	White E H
Callan	Garfein	Macdonald	Rozan	White L H
Caughlan	Gerhardt	MacGregor	Sanner	Whitley
Chanler	Gerken	Manley	Shea	Whitney
Cheney	Gillen	Marlatt	Shepardson	Wilkie
Clarke R H	Goldberg	McCue	Shortt	Wilsnack
Clark S C	Goodspeed	McElligott	Smith A E	Wood
Coffey	Goodwin	McKeon	Smith M	Wright
Conklin	Graubard	Metzendorf	Spielberg	Yale
Connell	Gray	Miller J L	Stevenson	Young E

Cosad
Crocker
Cross

Greenwood
Hackett
Harwood

Miller W G
Murray
Neupert

Stivers
Sullivan

Young F L
Zorn

In the negative:

Friend

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2237, Int. No. 428) entitled "An act to provide for the construction of a stone or concrete bridge over the State feeder at Cedar street, in the city of Oneida, and making an appropriation therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Fillely	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Crichton	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2235, Int. No. 1460) entitled "An act to amend the Agricultural Law, in relation to payment to owners for keep of condemned bovine animals," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1640, Int. No. 1251) entitled "An act to amend the Tax Law, relative to the time of making special franchise valuations by the State Board of Tax Commissioners," was read the

third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Haines	O'Connor	Thorn
Barden	Donovan	Hinman	Odell	Toombs
Baumes	Ebbets	Hoey	Oliver	Trombly
Beck	Evans	Holden	O'Neill J J	Van Olinda
Bennett	Eveleth	Howard	O'Neil M A	Vicinus
Boshart	Farrell	Jackson	Parker	Vosburgh
Boylan	Fay	Joseph	Patrie	Walters
Brainerd	Feeley	Keller	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2267, Int. No. 1467) entitled "An act to amend, consolidate and revise the several acts relative to the city of Amsterdam," having been announced, Mr. Van Olinda moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

At page 11, line 2, strike out the word "successor" and insert "successors".

At page 14, line 10, strike out the words "shall be entitled to receive" and also the remainder of section 15 down to and including the word "dollars" on line 23, and insert "viz: the city clerk; the corporation counsel; the city engineer; the chief of police; the assistant chief of police; the chief engineer of the fire department; the assistant chief engineer of the fire department; the commissioner of public works; the commissioner of public safety; and the commissioner of charities, shall be entitled to receive from the city such compensation for their services as may be fixed by the common council of said city".

At page 16, line 2, strike out the "comma" after the word "decds" and also the words "the justices of the", and on line 3 strike out the word "peace".

At page 20, line 2, strike out the word "shall" and insert the word "may".

At page 20, line 5, after the word "repairs" insert a new sentence as follows: "The provisions of this act or of law requiring advertisements for bids or proposals or the awarding of contracts for supplies to be furnished for any of said departments shall not be applicable to the supplies which may be furnished under the provisions of the Prison Law."

At page 24, line 21, after the word "may" strike out the word "employ" and insert "authorize the employment of."

At page 38, line 13, after the word "city" insert a new sentence as follows: "The powers conferred by this section are not limited by the powers enumerated in the following two sections."

At page 47, line 25, after the word "action" strike out the word "give" and insert the word "gave".

At page 64, line 1, after the word "water" and before the semi-colon, insert "subject, however, to the provisions of article two, chapter fifty-six, of the Laws of nineteen hundred and nine and the amendments thereof."

At page 71, line 14, after the word "compensation" strike out the remainder of section 71 down to and including the word "month" on line 21 and insert "a monthly salary to be fixed by the common council of said city."

At page 71, line 23, after the word "include" strike out all that follows on that page and down to and including the word "beginning" on line 16 of page 72 and insert "Such territory as the common council shall determine."

At page 73, line 18, after the word "compensation" strike out all words down to and including the word "passage" on page 74, line 3, and insert "a monthly salary to be fixed by the common council of said city."

At page 78, line 11, strike out the word "mayor" and insert

"common council", on line 12 strike out the "comma" after the word "physician" and insert a "period", also on line 12 strike out the words "which amount shall not exceed in the aggregate the", and on line 13 strike out the words "sums of six hundred dollars in any one year".

At page 102, line 14, strike out the word "water-work" and insert the word "water-works".

At page 148, line 15, after the comma following the word "effect" insert "except the justices of the peace".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1767, Int. No. 1306) entitled "An act in relation to the City Court of Albany, generally, its justices, clerk, marshals and stenographer," having been announced, Mr. Hinman moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 1, line 2, strike out the figures "50" and insert in the place thereof the figures "41".

On page 3, line 24, after the word "proceedings" insert the following: "where any person a party thereto is a resident of the city of Albany unless otherwise expressly provided in this section".

On page 4, line 14, after the word "rendered" insert the following: "in the City Court of Albany or".

On page 5, line 5, strike out the last word in that line and all of lines 6, 7, 8, 9, 10, 11, 12 and 13, and insert after the word "property" in line 5 the following: "which or a portion of which is situated within the city of Albany, irrespective of the residence of the parties thereto, in which action the court shall proceed in the manner provided by article three of the Lien Law for the enforcement of the same in a court not of record."

On page 5, line 17, after the word "Albany" and before the period insert the following: "irrespective of the residence of the parties thereto".

On page 6, line 5, strike out the words "an assault, battery".

On page 6, line 15, strike out the word "or" and insert after the word "action" the following: "upon confession or upon the

consent of both parties, where the amount involved does not exceed one thousand dollars, exclusive of interest and costs, or to”.

On page 6, line 19, strike out the word “or” and also the word “having”.

On page 6, line 20, strike out the words “an office in the city of Albany,” and insert before the word “an” in line 20 the word “or”.

On page 6, after line 27, insert the following: “19. An action by a judgment creditor under section thirteen hundred and ninety-one of the Code of Civil Procedure against any person or corporation, municipal or otherwise, to whom an execution against the wages, debts, earnings, salary, income from trust funds or profits of a judgment debtor shall be presented and who shall fail or refuse to pay over to the officer presenting such execution, the percentage of indebtedness due or to become due to such judgment debtor”.

On page 9, line 16, strike out the word “judge” and insert the word “justice”.

On page 9, lines 17 and 18, strike out the word “or of an officer authorized to perform the duties of such a judge” and insert a period after the word “thereof” in line 17.

On page 11, line 2, after the word “Albany” insert the following: “or any town adjoining thereto”.

On page 14, strike out all of lines 3 to 13, inclusive.

On page 14, line 19, after the word “name” insert the following: “adding a description identifying the person intended”.

On page 14, lines 21 and 22, strike out the words “the amount for which” and insert in the place thereof the word “that”.

On page 14, line 22, after the word “judgment” insert the words: “for the sum of one thousand dollars or under”.

On page 14, line 23, after the word “answer” strike out the semi-colon and insert the period.

On page 14, line 23, begin the word “it” with a capital.

On page 14, line 24, after the word “court” strike out the period and insert the following: “, except that it may be issued by plaintiff’s attorney if he be an attorney of the Supreme Court, who must, in such case, in addition to subscribing the name of the clerk, subscribe his own name as plaintiff’s attorney together with his office and post-office address. A summons so issued by plaintiff’s attorney shall not be deemed to have been properly served unless the marshal or other person serving the same shall cause proof thereof to be filed with the clerk of the court, not less than three days before the return day of the summons.”

On page 15, line 13, after the word “of” strike out the dots and insert in the place thereof the words “one thousand dollars or under”.

On page 15, line 14 to be stricken out.

On page 15, strike out all of lines 16, 17 and 18 and insert in the place thereof the following:

“ WITNESS,, and
, Justices of said City Court.

“ Dated at Albany, this.....day of.....
 in the year of our Lord one thousand nine hundred and.....

“ BY THE COURT.

....., Clerk.”

On page 16, line 2, strike out the words: “ to be known as and stamped alias.”

On page 16, line 6, after the word “ President ” insert the word “ vice-president ”.

On page 16, line 7, after the word “ cashier ” insert the word “ treasurer ”.

On page 18, strike out all of line 24 and insert in the place thereof the following: “ § 35. Return day. Except as prescribed in section forty-six of the Lien Law, the return day mentioned in the summons.”

On page 18, line 26, after the word “ case ” insert the following: “ provided for in section forty-six of the Lien Law or in the case ”.

On page 22, strike out all of lines 17 to 26, inclusive.

Also strike out all of pages 23 and 24.

On page 25, strike out all of lines 1 to 14, inclusive.

On page 63, line 18, strike out the words “ and in what courts ”.

On page 63, line 25, strike out the words “ and in what courts ”.

On page 65, strike out the words “ where the ” at the end of the second line, and also strike out all of lines 3, 4, 5, 6 and the word “ dollars ” on line 7.

On page 65, lines 22 and 23, strike out the words “ where the plaintiff has recovered judgment for a sum exceeding one hundred dollars, exclusive of costs.”

On page 86, line 17, strike out the word “ shall ” and insert in the place thereof the word “ may ”.

On page 86, lines 18 and 19, strike out the following: “ thereof, unless otherwise expressly provided in this act and may be served at any place within the city of Albany ”.

On page 86, line 17, after the word “ clerk ” insert the following: “ or any justice thereof or by an attorney, qualified to issue a summons under this act, of the party desiring to call the witness

named in such subpœna and when signed by such attorney the subpœna shall have the same force and effect as if signed and issued by the clerk or any justice of the court, such subpœna may be served at any place within the county of Albany or a county adjoining thereto, including the county of Rensselaer."

On page 86, line 27, strike out the period after the word "witness" and insert after the word "witness" the following: "and also, if he resides more than three miles from the place of attendance, eight cents for each mile, going to the place of attendance."

On page 89, lines 7 and 8, strike out the words "city of Albany" and insert in the place thereof, the following: "county of Albany or a county adjoining thereto, including the county of Rensselaer."

On page 94, line 1, strike out the words "city of Albany" and insert in the place thereof the following: "county of Albany or a county adjoining thereto, including the county of Rensselaer."

On page 94, line 16, strike out the words "city of Albany", and insert in the place thereof, the following: "county of Albany or a county adjoining thereto, including the county of Rensselaer, as the case may be."

On page 100, strike out all of lines 6 to 15, inclusive, and insert in the place thereof the following:

"§ 233. List of jurors. Whenever a list, made by the proper officer or officers of the persons who are required to serve as jurors of a city court, shall be filed by such officer or officers with the city clerk of the city of Albany, as required by section one hundred and eighty-nine of the Second Class Cities Law, such clerk shall immediately file one of the copies of such list which he is required by such section to make with the clerk of the City Court of Albany, and all jurors in said court shall be drawn from the names contained in such copy of said list."

On page 109, lines 9, 10 and 11, strike out the words "The prospective fees of the county clerk and sheriff must be omitted when an execution is issued to a marshal".

On page 110, line 14, after the word "accordingly" strike out the period and insert as follows: "except that an attorney admitted to practice in the courts of the State of New York, representing the judgment creditor, may issue executions upon such judgment in the manner obtaining for the issuance of executions upon judgments originally rendered in the County Court and where the judgment creditor is not so represented, an execution may be issued thereupon only by the county clerk."

On page 115, line 3, strike out the word "twenty" and insert in the place thereof the word "sixty".

On page 115, line 15, strike out the word "twenty" and insert in the place thereof the word "sixty".

On page 115, line 22, strike out the word "twenty" and insert in the place thereof the word "sixty".

On page 115, line 24, strike out the word "twenty" and insert the word "sixty" in the place thereof.

On page 116, lines 1, 7 and 9, strike out in each of said lines the word "twenty" and insert in the place thereof the word "sixty".

On page 116, line 16, strike out the words "these courts" and insert in the place thereof the words "this court".

On page 117, lines 18 and 19, strike out the following: "such appeal shall be heard in such manner as the county judge of Albany county shall direct".

On page 117, lines 22, 23 and 24, strike out the following: "where a judgment, order or final order is modified or a new trial is ordered, costs shall be in the discretion of the appellate court."

On page 120, lines 15 and 16, strike out the words "in the district in which the judgment was rendered or final order made".

On page 128, line 13, after the word "complaint" insert the following: "or where the summons has been issued by plaintiff's attorney as provided in section twenty-six, and service made unaccompanied by a written complaint but no proper proof of service filed as required by such section."

On page 129, line 14, strike out the word "subdivision" and insert in the place thereof the following: "subdivisions one and".

On page 129, after line 15, insert the following: "11. Upon a trial of an issue of fact in summary proceedings, costs shall be allowed to the successful party in the sum of ten dollars."

"12. Where a commission is issued on behalf of the plaintiff or defendant, costs shall be allowed to the successful party in the sum of ten dollars in addition to the fees or disbursements provided for by section thirty-three hundred and twenty-five of the Code of Civil Procedure."

On page 131, line 4, strike out the last two words in the line, and likewise strike out all of lines 5 to 8, inclusive.

On page 133, line 25, after the word "cents" insert the following: "except that when a summons is served without the city of Albany, he shall be allowed for each mile necessarily traveled going and returning to serve the same, the distance to be computed from the place of abode of the person served or the place where it is served to the place where it is returnable, ten cents."

On page 134, line 14, strike out the word "twenty-five" and insert in the place thereof the word "fifty".

On page 134, line 17, before the word "for" insert the following: "for serving a warrant in summary proceedings to recover possession of real property, one dollar and fifty cents".

On page 137, strike out all of lines 7 to 26, inclusive, and insert in the place thereof, the following:

"§ 345. Clerk. Said court shall have a clerk to be appointed by the justices of the court, such appointment to be in writing and filed with the clerk of the city of Albany. Said clerk shall, before he shall be permitted to enter upon the duties of his office, take the usual oath of office and file the same with the county clerk of Albany county, and shall hold office during the pleasure of said justices and shall give a bond for the faithful performance of his duties in such form, for such sum, with such surety as shall be approved by the said justices and file the same with the treasurer of said city. Said clerk shall receive such compensation as may be fixed and determined by the board of estimate and apportionment of said city. In case of a vacancy in the office of clerk or in the event of the temporary absence or disability of said clerk, the justice of said court, junior in time of service, shall be and act as clerk of the said court."

On page 138, strike out all of lines 1 to 5, inclusive.

Also strike out all of lines 16 and 17.

On page 138, line 18, strike out "6" and insert the figure "5" in the place thereof.

On page 138, line 21, strike out the figure "7" and insert in the place thereof the figure "6".

On page 138, line 23, strike out the figure "8" and insert "7".

On page 139, line 2, after the word "issued" insert the following: "by the clerk or a justice of the court and in the case of a summons issued by plaintiff's attorney as provided by section twenty-six, the title of every action in which a summons is properly returned with due proof of service."

On page 141, line 18, after the word "limits" insert the following: "or adjoining town."

On page 147, lines 5, 6 and 7, strike out the following: "and every summons or precept issued by the clerk of the court and every summons issued by any justice thereof".

On page 147, line 11, after the words "city limits" insert the following: "or adjoining town."

On page 147, line 14, after the word "Albany" strike out the period and insert the following: "or in any town adjoining thereto."

On page 148, lines 13 and 14, strike out the words: "clerk of

the court " and insert in the place thereof the following: " person entitled thereto."

On page 148, line 16, strike out the words: " The clerk ".

On page 148, strike out all of lines 17 and 18.

On page 148, line 21, strike out the words: " ; to act as assistant clerk."

On page 148, line 27, strike out the words: " ; to act as assistant clerk."

On page 149, line 2, after the word " court " strike out the comma and insert a period.

On page 149, line 2, strike out the words " who in addition to ".

On page 149, strike out all of lines 3 to 6, inclusive.

On page 150, lines 13 and 14, strike out the words " and to the attorney for each of the parties appearing ".

On page 150, line 18, after the word " charge " insert the following: " The stenographer's fees for making a transcript of the testimony or any part thereof given upon a trial or hearing of any action or proceeding pending in said court, when such testimony is furnished to the attorney for either of the parties appearing in said trial or hearing, shall be six cents for every one hundred words ".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 898, Rec. No. 164) entitled "An act to amend chapter five hundred and twenty-five of the Laws of eighteen hundred and seventy-four, in relation to incorporation of subordinate granges," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompso.
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinde
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein.
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L F
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 100, Rec. No. 43) entitled "An act in relation to the office of police justice, clerk and deputy clerk in the village of Wellsville," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn

Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1041, Rec. No. 154) entitled "An act to amend the Village Law, relative to a second election upon a proposition to raise money," having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2251, Int. No. 1274) entitled "An act to amend the Domestic Relations Law, in relation to qualifications for matrimony as to age of parties and consent of parents," having been announced for a third reading,

On motion of Mr. Frisbie, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1467, Int. No. 1172) entitled "An act to amend the Judiciary Law, in relation to the compensation of stenographers appointed by justices of the Appellate Division of the third and fourth departments and by justices assigned to hold Special Terms of the Supreme Court in the third and fourth judicial districts," was read the third time, having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson]
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoe	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 1096, Rec. No. 178) entitled "An act to amend the County Law, in relation to compensation of supervisors and the appointment and compensation of clerks of boards of supervisors in certain counties, and to repeal certain acts and parts of acts relating thereto, affecting the counties of Allegany and Broome and counties of a certain population," having been announced for a third reading,

On motion of Mr. J. S. Phillips, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 29, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1743, Int. No. 1148), entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' generally."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Wood moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Murray	Sullivan
Allen A F	Delano	Harwood	Neupert	Sweet
Allen H E	De Long	Hearn	Nolan	Thompson
Argetsinger	Doherty	Herrick	O'Connor	Thorn
Barden	Donnelly	Hinman	Odell	Toombs
Baumes	Donovan	Hoey	Oliver	Trombly
Beck	Ebbets	Holden	O'Neill J J	Van Olinda
Bennett	Evans	Howard	O'Neil M A	Vicinus
Boshart	Eveleth	Jackson	Parker	Vosburgh
Boylan	Farrell	Joseph	Patrie	Walters
Brainerd	Fay	Keller	Perkins	Waters
Brennan	Feeley	Lachman	Phillips C W	Weber
Brown C F	Filley	Lansing	Phillips J S	Weiland
Brown G W	Foley	Levy A J	Pitkin	Weinstein
Burgoyne	Fowler	Levy J	Raldiris	Wende
Callan	Friend	Lowman	Reed	White E H
Caughlan	Frisbie	Lupton	Roberts	White L H
Chanler	Garfein	Macdonald	Rozan	Whitley
Cheney	Gerhardt	MacGregor	Sanner	Whitney
Clarke R H	Gerken	Manley	Shea	Wilkie
Clark S C	Gillen	Marlatt	Shepardson	Wilsnack
Coffey	Goldberg	McCue	Shortt	Wood

Colné	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Gerhardt	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn

Mr. Wood moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 7, line 11, strike out all the words after the word "elected" and insert the following in italics: "for each of the several wards, created by this act, at the general election, to be held on the Tuesday next succeeding the first Monday in November, nineteen hundred and eleven. Each of said supervisors so elected shall represent his respective ward on the board of supervisors of Jefferson county, and each of said aldermen so elected shall represent his respective ward on the board of aldermen of the city of Watertown. The respective terms of office of each of said aldermen and each of said supervisors shall be two years, the first term commencing on the first day of January, nineteen hundred and twelve, and terminating on the thirty-first day of December, nineteen hundred and thirteen. The aldermen and supervisors of the respective wards now in office shall continue to represent the respective wards as now constituted and perform all of the duties imposed upon them by law until the expiration of the terms for which they were respectively elected, notwithstanding the provisions of this act."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 2, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1547, Int. No. 807), entitled "An act to amend the Real Property Law, in relation to the filing of maps."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Thompson moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoey	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Mr. Thompson moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 11, strike out "Maps heretofore made, in what-"; strike out all of lines 12 and 13.

Page 2, line 16, after "penalty" insert "to the people of the State".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A message was received from the Senate, in words following:

IN SENATE, *April 28, 1910.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 582, Reprint No. 1179, Rec. No. 56), entitled "An act to amend chapter three hundred and seventy of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Lancaster, and to repeal all acts and parts of acts relating thereto,' generally, and to repeal a section thereof requiring the board of trustees to take an enumeration of the inhabitants."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Davis, and by unanimous consent, the same was amended as follows:

Page 6, line 13, after the period insert in italics the following: "Before the board of trustees shall, pursuant to this section, assess any expense upon adjoining land, it shall serve a notice of at least ten days upon the owner or occupant of such adjoining land, stating that such expenditure has been made, its purpose and amount, and that at a specified time and place the board will meet to make an assessment of the expenditure upon such land. Such notice shall be served by delivering the same personally to such owner or occupant, or by mailing it to such owner or occupant at his post office address. The board shall meet at the time and place specified and shall hear and determine all objections that may be made to such assessment, including the amount thereof, and shall assess upon the adjoining land the amount which it may deem just and reasonable, not exceeding in case of default, the amount stated in the notice."

Said bill, as amended, was reprinted, re-engrossed, and, having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Said bill having been announced, Mr. Wilkie moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill,

and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Said bill, as amended, was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn

Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same.

A message was received from the Senate, in words following:

IN SENATE, *April 28, 1910.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 178, Reprint No. 1212, Rec. No. 63), entitled "An act to amend the Village Law, relative to drains."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Davis, and by unanimous consent, the same was amended as follows:

Page 2, line 3, strike out "or any one or more of such acts" and insert the following: "culverts, water courses, ponds, and watering places"; same page, same line, strike out the word "performed" and insert the word "constructed".

Said bill, as amended, was reprinted, re-engrossed, and, having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Said bill having been announced, Mr. Wilkie moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Said bill, as amended, was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Murray	Sullivan
Allen A F	Doherty	Herrick	Neupert	Sweet
Allen H E	Donnelly	Hinman	Nolan	Thompson
Argetsinger	Donovan	Hoey	O'Connor	Thorn
Barden	Ebbets	Holden	Odell	Toombs
Baumes	Evans	Howard	Oliver	Trombly
Beck	Eveleth	Jackson	O'Neill J J	Van Olinda
Bennett	Farrell	Joseph	O'Neil M A	Vicinus
Boshart	Fay	Keller	Parker	Vosburgh
Boylan	Feeley	Kopp	Patrie	Walters
Brainerd	Filley	Lachman	Perkins	Waters
Brennan	Foley	Lansing	Phillips C W	Weber
Brown C F	Fowler	Levy A J	Phillips J S	Weiland
Brown G W	Friend	Levy J	Pitkin	Weinstein
Burgoyne	Frisbie	Lowman	Raldiris	Wende
Callan	Garfein	Lupton	Reed	White E H
Caughlan	Gerhardt	Macdonald	Roberts	White L H
Chanler	Gerken	MacGregor	Rozan	Whitley
Cheney	Gillen	Manley	Sanner	Whitney
Clarke R H	Goldberg	Marlatt	Shea	Wilkie
Clark S C	Goodspeed	McCue	Shepardson	Wilsnack
Coffey	Goodwin	McElligott	Shortt	Wood
Conklin	Graubard	McKeon	Smith A E	Wright
Connell	Gray	Merritt	Smith M	Yale
Cosad	Greenwood	Metzendorf	Spielberg	Young E
Crocker	Hackett	Miller J L	Stevenson	Young F L
Cross	Harwood	Miller W G	Stivers	Zorn
Delano				

Ordered, That the Clerk deliver said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same.

The Senate returned the Assembly bill (No. 1378, Senate reprint No. 1182, Int. No. 1113), entitled "An act to authorize the city of New Rochelle to borrow money, by the issue of bonds, for the uses and purposes of the fire department of said city and authorizing the use of an unexpended balance of a previous bond issue," with a message that they have concurred in the passage of the same, with the following amendment:

Page 1, line 2, after the word "empowered" insert "in its discretion".

Mr. Coffey moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar

legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoe	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McClue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the Assembly bill (No. 1592, Senate reprint No. 1185, Int. No. 1185), entitled "An act making an appropriation to reimburse certain towns of Cattaraugus county for moneys expended in the repair and improvement of public highways and bridges on the Indian reservation in such county, in the year nineteen hundred and nine," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 7, after the word "cents" and before the semi-colon insert "(\$28.10)".

Page 2, line 2, after the word "dollars" and before the semi-colon insert "(\$1,176)"; line 3, after word "dollars" and before semi-colon insert "(\$217)"; line 4, after word "cents" and before the semi-colon insert "(\$158.46)"; line 6, after the word "cents" and before the semi-colon insert "(\$307.29)"; line 7, after the word "cents" and before the semi-colon insert "(\$215.75)"; line 8, after word "cents" and before semi-colon insert "(\$17.95)"; line 10, after word "cents" and before the semi-colon insert "(\$718.52)"; line 11, after word "cents" and before the comma insert "(\$61.50)".

Mr. Cheney moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Neupert	Sweet
Allen A F	De Long	Hearn	Nolan	Thompson
Allen H E	Doherty	Herrick	O'Connor	Thorn
Argetsinger	Donnelly	Hinman	Odell	Toombs
Barden	Donovan	Hoe	Oliver	Trombly
Baumes	Ebbets	Holden	O'Neill J J	Van Olinda
Beck	Evans	Howard	O'Neil M A	Vicinus
Bennett	Eveleth	Jackson	Parker	Vosburgh
Boshart	Farrell	Joseph	Patrie	Walters
Boylan	Fay	Keller	Perkins	Waters
Brainerd	Feeley	Lachman	Phillips C W	Weber
Brennan	Filley	Lansing	Phillips J S	Weiland
Brown C F	Foley	Levy A J	Pitkin	Weinstein
Brown G W	Fowler	Levy J	Raldiris	Wende
Burgoyne	Friend	Lowman	Reed	White E H
Callan	Frisbie	Lupton	Roberts	White L H
Caughlan	Garfein	Macdonald	Rozan	Whitley
Chanler	Gerhardt	MacGregor	Sanner	Whitney
Cheney	Gerken	Manley	Shea	Wilkie
Clarke R H	Gillen	Marlatt	Shepardson	Wilsnack
Clark S C	Goldberg	McCue	Shortt	Wood
Coffey	Goodspeed	McElligott	Smith A E	Wright
Conklin	Goodwin	McKeon	Smith M	Yale
Connell	Graubard	Metzendorf	Spielberg	Young E
Cosad	Gray	Miller J L	Stevenson	Young F L
Crocker	Greenwood	Miller W G	Stivers	Zorn
Cross	Hackett	Murray	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 990, Senate reprint No. 1184, Int. No. 849), entitled "An act authorizing the board of estimate and apportionment of the city of New York to hear and determine, and the comptroller of the city of New York to pay the claim of Donald Grant against the city of New York," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 2, after the word "empowered" insert "in its discretion".

Page 3, strike out all of page beginning with line 1 down to and including line 7, and insert "§ 3. For the purpose of carrying out the provisions of this act, the comptroller of the city of New York is hereby authorized, upon receiving the authorization as provided in the last preceding section, to issue special revenue bonds in the manner provided by section one hundred and eighty-eight, subdivision seven of the Greater New York charter."

Mr. Toombs moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Fillee	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein

Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A T	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1126, Senate reprint No. 1214, Int. No. 125), entitled "An act to amend the Real Property Law, in relation to the recording of instruments affecting real property," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 7, strike out word "June" and insert word "September".

Page 2, line 2, strike out the word "June" and insert the word "September"; line 8, strike out word "June" and insert word "September".

Mr. Harwood moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda

Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende
Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1740, Senate reprint No. 1218, Int. No. 1144), entitled "An act to amend the General Corporation Law, in relation to dispensing with publications of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations," with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after enacting clause and insert;

"Section 1. Sections sixty, sixty-two and sixty-three of chapter twenty-eight, article three of the Laws of nineteen hundred and nine, entitled 'An act relating to corporations generally, constituting chapter twenty-three of the Consolidated Laws,' is hereby amended to read as follows:

"§ 60. A petition to assume another corporate name may be made by a domestic corporation, whether incorporated by a general or special law, to the Supreme Court at a Special Term thereof, held in the judicial district in which its principal business office shall be situated, or, if it be other than a stock corporation, at a Special Term held in the judicial district in which its certificate of incorporation is filed or recorded, or in which its principal property is situated, or in which its principal operations are or theretofore have been conducted. If it be a banking, insurance or railroad corporation, the petition must be au-

thorized by a resolution of the directors of the corporation, and approved, if a banking corporation, by the Superintendent of Banks; if an insurance corporation [other than a town or county co-operative insurance corporation], by the Superintendent of Insurance, and if a railroad corporation, by the Public Service Commission. The petition to change the name of any other corporation must have annexed thereto a certificate of the Secretary of the State, that the name which such corporation proposes to assume is not the name of any other domestic corporation or a name which he deems so nearly resembling it, as to be calculated to deceive.

“§ 62. If the petition be made by a corporation located elsewhere than in the city and county of New York, notice of the presentation thereof shall be published once in each week for three successive weeks in a newspaper of every county in which such corporation shall have a business office, or if it has no business office, of the county in which its principal corporate property is situated, or in which its operations are or theretofore have been principally conducted, which newspaper, if it be a banking corporation, shall be designated by the Superintendent of Banks, if an insurance corporation [other than a town or county co-operative insurance corporation], by the Superintendent of Insurance, or if a railroad corporation, by the Public Service Commission. In the city and county of New York such notice shall be published once in each week for three successive weeks in two daily newspapers published in such county. If the petition be made by a domestic corporation organized under or subject to the Religious or Membership Corporations Law the court may dispense with the publication of the notice of the presentation of such petition or require notice of such presentation to be given to such persons and in such manner as the court thinks proper. A copy of the petition and notice of motion shall be filed with the Secretary of State, and the proposed name shall thereupon be reserved for said corporation until three weeks after the date of such motion, and until three weeks after the date of any adjournment of such motion of notice of such adjournment shall be filed with the Secretary of State, and no certificate of incorporation of a proposed corporation, having the same name as the name proposed in such petition, or a name so nearly resembling it as to be calculated to deceive, shall be filed in any office for the purpose of effecting its incorporation, and no corporation formed without the State of New York having the same name or a name so nearly resembling it as to be calculated to deceive shall be given authority to do business in this State.

“§ 63. If the court to which the petition is presented is sat-

isified thereby, or by the affidavit and certificate presented therewith, that the petition is true, and that there is no reasonable objection to the change of name proposed and that the petition has been duly authorized and that notice of the presentation of the petition, if required by law, has been made, the court shall make an order authorizing the petitioner to assume the name proposed on a day specified therein, not less than thirty days after the entry of the order. The order shall be directed to be entered and the papers on which it was granted to be filed within ten days thereafter in the office of the clerk of the county in which its certificate of incorporation, if any, shall be filed, or if there be none filed, in which its principal office shall be located, or if it has no business office in the county in which its principal property is situated, or in which its operations are or theretofore have been principally conducted, or in the office of the clerk of the county in which the Special Term granting the order is held; and that a certified copy of such order shall, within ten days after the entry thereof, be filed in the office of the Secretary of State; and also, if it be a banking corporation, in the office of the Superintendent of Banks, or if it be an insurance corporation [other than a town or county co-operative insurance corporation] in the office of the Superintendent of Insurance, or if it be a railroad corporation, in the offices of the Public Service Commissions. Such order shall also direct the publication, within ten days after the entry thereof, of a copy thereon, in a designated newspaper, in the county in which the order is directed to be entered, once in each week for four successive weeks. The court may dispense with the publication of a copy of such order and require notice to be given to such persons and in such manner as it thinks proper if the petition be made by a domestic corporation organized under or subject to the Religious or Membership Corporations Law.

“§ 2. This act shall take effect immediately.”

Mr. Wilkie moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Murray	Sullivan
Allen A F	Doherty	Hearn	Neupert	Sweet
Allen H E	Donnelly	Herrick	Nolan	Thompson
Argetsinger	Donovan	Hinman	O'Connor	Thorn
Barden	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Beck	Eveleth	Howard	O'Neill J J	Van Olinda
Bennett	Farrell	Jackson	O'Neil M A	Vicinus
Boshart	Fay	Joseph	Parker	Vosburgh
Boylan	Feeley	Keller	Patrie	Walters
Brainerd	Filley	Kopp	Perkins	Waters
Brennan	Foley	Lachman	Phillips C W	Weber
Brown C F	Fowler	Lansing	Phillips J S	Weiland
Brown G W	Friend	Levy A J	Pitkin	Weinstein
Burgoyne	Frisbie	Levy J	Raldiris	Wende
Callan	Garfein	Lowman	Reed	White E H
Caughlan	Gerhardt	Lupton	Roberts	White L H
Chanler	Gerken	Macdonald	Rozan	Whitley
Cheney	Gillen	MacGregor	Sanner	Whitney
Clarke R H	Glore	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young F L
Crocker	Greenwood	Miller J L	Stevenson	Young E
Cross	Hackett	Miller W G	Stivers	Zorn
Delano				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1175, Senate reprint No. 1180, Int. No. 603), entitled "An act to amend chapter one hundred and twenty of the Laws of eighteen hundred and eighty-six, entitled 'An act to revise the charter of the city of Lockport,' generally," with a message that they have concurred in the passage of the same, with the following amendments:

Amend title by striking out all of line 3, beginning with word "relating", and all of lines 4, 5 and 6, insert word "generally".

Page 2, beginning of line 4, strike out all of section 101 and insert "§ 101. The board of police commissioners, with the approval of the common council, shall fix [The] the salary of the chief of police, [shall be at the rate of one thousand dollars per year, of] the police sergeant [at the rate of nine hundred dollars a year,] and each policeman and doorman, [at the rate of

seven hundred and twenty dollars per year for the first year of service; and at the rate of seven hundred and eighty dollars per year for each subsequent year of service; they] and such police officers shall severally be allowed the usual traveling fees in serving criminal process beyond the city limits, or for conveying convicts to a prison outside of said city."

Same page, line 21, strike out all of line, and lines 22, 23, 24, 25 and 26, and insert "§ 107. The board, with the approval of the common council, shall fix the compensation of the chief engineer[, which shall not exceed one hundred and fifty dollars per annum; of] and the superintendent of fire alarm, [which shall not exceed six hundred dollars per annum:] and the amount to be allowed annually to each company which shall not exceed two hundred and seventy-five dollars to".

Page 5, line 17, place the word [ten] in brackets and insert the word "eleven".

Amend Senate printed No. 855 as follows:

Page 4, line 5, place the word "ten" in brackets [ten] and insert the word "fifteen".

Mr. Feeley moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Murray	Sullivan
Allen A F	De Long	Hearn	Neupert	Sweet
Allen H E	Doherty	Herrick	Nolan	Thompson
Argetsinger	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Baumes	Ebbets	Holden	Oliver	Trombly
Beck	Evans	Howard	O'Neill J J	Van Olinda
Bennett	Eveleth	Jackson	O'Neil M A	Vicinus
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walters
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Levy A J	Pitkin	Weinstein
Burgoyne	Friend	Levy J	Raldiris	Wende

Callan	Frisbie	Lowman	Reed	White E H
Caughlan	Garfein	Lupton	Roberts	White L H
Chanler	Gerhardt	Macdonald	Rozan	Whitley
Cheney	Gerken	MacGregor	Sanner	Whitney
Clarke R H	Gillen	Manley	Shea	Wilkie
Clark S C	Goldberg	Marlatt	Shepardson	Wilsnack
Coffey	Goodspeed	McCue	Shortt	Wood
Conklin	Goodwin	McElligott	Smith A E	Wright
Connell	Graubard	McKeon	Smith M	Yale
Cosad	Gray	Metzendorf	Spielberg	Young E
Crocker	Greenwood	Miller J L	Stevenson	Young F L
Cross	Hackett	Miller W G	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Thompson offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1547, Int. No. 807), entitled "An act to amend the Real Property Law, in relation to the filing of maps," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Thompson offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 324, Senate reprint No. 984, Int. No. 308), entitled "An act to cede to the town of Smithtown, Suffolk county, all the right, title and interest of the State in lands adjacent to such town between high and low water marks," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 2, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 399, Rec. No. 49), entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester, in relation to the fire pension fund,'" for the purposes of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 2, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 967, Rec. No. 160), entitled "An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled 'An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures, and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three," and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation,' in relation to the procedure for payment of awards," for the purposes of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 2071, Int. No. 510), entitled "An act to amend the Greater New York charter, in relation to powers of dock masters," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the Senate bill (No. 215, Assembly reprint No. 2216, Rec. No. 53), entitled "An act to amend chapter one hundred and twenty-four of the Laws of nineteen hundred and one, entitled 'An act to regulate certain proceedings of the board of supervisors of Rensselaer,' generally," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

Also, the bill (No. 2180, Int. No. 14), entitled "An act to amend the Benevolent Orders Law, in relation to the Brotherhood of the Commonwealth."

Also, the bill (No. 2218, Int. No. 173), entitled "An act to amend the Code of Criminal Procedure, in relation to justices' criminal dockets and accounting thereon," with a message that they have reconsidered their vote by which said bills passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bills to the Governor.

Also, Assembly bill (No. 774, Senate reprint No. 1183, Int. No. 37), entitled "An act to amend the State Finance Law, in relation to the payment of salaries and wages."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 324, Senate reprint No. 984, Int. No. 308), entitled "An act to cede to the town of Smithtown, Suffolk county, all the right, title and interest of the State in lands adjacent to such town between high and low water marks," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1547, Int. No. 807), entitled "An act to amend the Real Property Law, in relation to the filing of maps," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. Wm. J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 2043, Int. No. 792), entitled "An act to amend the Greater New York charter, in relation to the aqueduct commissioners," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Wm. J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 1853, Int. No. 783), entitled "An act to amend the Greater New York charter, in relation to licensing and regulating of certain trades or business," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Wm. J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 1778, Int. No. 772), entitled "An act to amend the Greater New York charter, in relation to grants of land under water by the city of New York to the State," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. J. S. Phillips, the House adjourned.

TUESDAY, MAY 3, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. O. Van Fleet, New Baltimore.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Comptroller in Expenditures of the Canals, which was laid upon the table and ordered printed.

(See Assembly Document No. 63.)

Mr. Baumes gives notice that he requests that Assembly bill (No. 967, Int. No. 834), entitled "An act to amend the Agricultural Law, in relation to the definition of adulterated milk," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Callan gives notice that he requests that Assembly bill (No. 2314, Int. No. 723), entitled "An act to amend chapter two hundred and sixty-eight of the Laws of eighteen hundred and ninety-one, entitled 'An act in relation to the office of sheriff in the county of Columbia,' in relation to the salary and disbursements of the sheriff," a copy of which is hereto annexed, he made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Goodspeed gives notice that he requests that Assembly bill (No. 912, Int. No. 794), entitled "An act to amend chapter three hundred and ninety of the Laws of nineteen hundred and nine, entitled 'An act to authorize the acquisition of a site for, and the construction of a court-house in the county of Kings, and to provide for the maintenance thereof,' in relation to the procedure in selecting and acquiring such site," a copy of which is hereto annexed, be made a special order, and asks that his request

be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Thompson gives notice that he requests that Assembly bill (No. 2329, Int. No. 1220), entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, entitled 'An act to provide for the planting and protection of oysters in those portions of the Great South bay, lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' in relation to allotments of portions of such bay," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Gray gives notice that he requests that Assembly bill (No. 1891, Int. No. 1406), entitled "An act to amend the Tax Law, in relation to an optional tax on prior advance mortgages," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Gray gives notice that he requests that Assembly bill (No. 1675, Int. No. 1296), entitled "An act to empower the electors of the town of Oswegatchie, in the county of Saint Lawrence, to vote an appropriation for the purchase of a site and the erection of a building to be used as a town house and lockup in that part of said town known as Heuvelton," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. MacGregor gives notice that he requests that Assembly bill (No. 2264, Int. No. 1595), entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and nine, constituting the 'General City Law,'" a copy of which is hereto annexed, be made a special order, and asks that his request be re-

ferred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Shepardson gives notice that he requests that Assembly bill (No. 785, Int. No. 701), entitled "An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Bainbridge, Chenango county, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Walters gives notice that he requests that Assembly bill (No. 754, Int. No. 676), entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' relative to the bridges on the canal route between the Syracuse harbor and Lake Ontario at Oswego," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Goodwin gives notice that he requests that Assembly bill (No. 1674, Int. No. 1210), entitled "An act to incorporate the city of White Plains," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

The Senate sent for concurrence the following entitled bills:

"An act to legalize certain acts, resolutions and proceedings of the finance committee of the board of supervisors of Rensselaer county and of such board of supervisors, relative to the employment of a clerk to the finance committee of such board" (No. 1239, Rec. No. 232), which was read the first time.

On motion of Mr. Filley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Filley, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to legalize certain acts, resolutions and proceedings of the finance committee of the board of supervisors of Rensselaer county and of such board of supervisors, relative to the employment of an attorney or other assistant in the matter of the exam-

ination of sales of real property for unpaid taxes in said county " (No. 1240, Rec. No. 233), which was read the first time.

On motion of Mr. Filley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Filley, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Real Property Law, relative to the execution of certificates of payment and discharge of mortgages"

(No. 1086, Rec. No. 234), which was read the first time and referred to the committee on general laws.

"An act to amend the Penal Law, in relation to selling, offering for sale or receiving horses or other animals, which by reason of disease or lameness are unfitted for work " (No. 1231, Rec. No. 235), which was read the first time and referred to the committee on codes.

"An act to amend the Greater New York charter, relative to the number of deputies in the department of public charities " (No. 1142, Rec. No. 236), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into, audit, allow and provide for paying the claims of the employees of the department of docks and ferries of such city " (No. 324, Rec. No. 237), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city " (No. 430, Rec. No. 238), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to the department of docks and ferries " (No. 1111, Rec. No. 239), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, in relation to bonds and obligations of the city " (No. 778, Rec. No. 240), which was read the first time and referred to the committee on affairs of cities.

"An act to provide ways and means for the annual contribution to the canal debt sinking fund " (No. 1222, Rec. No. 241), which was read the first time and referred to the committee on ways and means.

"An act making an appropriation for the payment for the fiscal year beginning on the first day of October, nineteen hundred and ten, of interest on the canal debt contracted or to be contracted under article seven, section four of the Constitution" (No. 1223, Rec. No. 242), which was read the first time and referred to the committee on ways and means.

"An act to amend the Prison Law, relative to commutation of sentence" (No. 165, Rec. No. 243), which was read the first time and referred to the committee on the judiciary.

By unanimous consent the following bills were introduced:

Mr. F. L. Young introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section fourteen of article six of the Constitution, in relation to the County Courts of Westchester county" (Int. No. 1671), which was read the first time and referred to the committee on the judiciary.

Mr. Cosad introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to fees of stenographer in justices' courts" (Int. No. 1672), which was read the first time and referred to the committee on codes.

Mr. Vosburgh introduced a bill entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' in relation to the compensation of the chief of police and policeman" (Int. No. 1673), which was read the first time and referred to the committee on affairs of cities.

Mr. Weimert introduced a bill entitled "An act to authorize the Adjutant-General to reopen, try and determine the claim made by John A. Morrissey, private Seventy-fourth Regiment Infantry, National Guard, for expenses for an operation resulting from injuries received during service" (Int. No. 1674), which was read the first time and referred to the committee on ways and means.

Mr. Cross introduced a bill entitled "An act to amend the Prison Law, in relation to indeterminate sentences" (Int. No. 1675), which was read the first time and referred to the committee on the judiciary.

Mr. Doherty introduced a bill entitled "An act to amend the General Business Law, in relation to pawnbrokers" (Int. No. 1676), which was read the first time and referred to the committee on affairs of cities.

Mr. Caughlan introduced a bill entitled "An act to amend the Greater New York charter, in relation to levy and sale by a city marshal under legal process" (Int. No. 1677), which was read the first time and referred to the committee on affairs of cities.

Mr. McInerney introduced a bill entitled "An act to amend the Public Health Law, in relation to the powers and duties of commissioner" (Int. No. 1678), which was read the first time and referred to the committee on public health.

Mr. S. C. Clark introduced a bill entitled "An act to authorize the Maple Grove Cemetery Association of Worcester, Otsego county, to accept a gift or bequest for the purpose of caring for a certain cemetery lot situate without the boundaries of the cemetery of such association" (Int. No. 1679), which was read the first time and referred to the committee on the judiciary.

Mr. Fowler introduced a bill entitled "An act to authorize the State Comptroller to release to Ludwig Olsen all of the right, title and interest of the State in certain lands in the town of Kingston, in the county of Ulster, heretofore acquired by the State at the annual tax sale in said county in the year eighteen hundred and ninety-five" (Int. No. 1680), which was read the first time and referred to the committee on ways and means.

Mr. Walker introduced a bill entitled "An act to amend the Greater New York charter, in relation to contracts for the purchase of coal" (Int. No. 1681), which was read the first time and referred to the committee on affairs of cities.

Also, An act to amend the Greater New York charter, in relation to contracts for the purchase of coal" (Int. No. 1682), which was read the first time and referred to the committee on affairs of cities.

Mr. E. Young introduced a bill entitled "An act for the relief of the towns of Marlborough and Denning, in the county of

Ulster" (Int. No. 1683), which was read the first time and referred to the committee on internal affairs.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Baumes (No. 967, Int. No. 834), entitled "An act to amend the Agricultural Law, in relation to the definition of adulterated milk."

Also, Assembly bill introduced by Mr. Callan (No. 2314, Int. No. 723), entitled "An act to amend chapter two hundred and sixty-eight of the Laws of eighteen hundred and ninety-one, entitled 'An act in relation to the office of sheriff in the county of Columbia,' in relation to the salary and disbursements of the sheriff."

Also, Assembly bill introduced by Mr. Goodspeed (No. 912, Int. No. 794), entitled "An act to amend chapter three hundred and ninety of the Laws of nineteen hundred and nine, entitled 'An act to authorize the acquisition of a site for, and the construction of a court-house in the county of Kings, and to provide for the maintenance thereof,' in relation to the procedure in selecting and acquiring such site."

Also, Assembly bill introduced by Mr. Thompson (No. 2329, Int. No. 1220), entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, entitled 'An act to provide for the planting and protection of oysters in those portions of the Great South bay, lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' in relation to allotments of portions of such bay," reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Gray (No. 1891, Int. No. 1406), entitled "An act to amend the Tax Law, in relation to an optional tax on prior advance mortgages."

Also, Assembly bill introduced by Mr. Gray (No. 1675, Int. No. 1296), entitled "An act to empower the electors of the town of Oswegatchie, in the county of St. Lawrence, to vote an appropriation for the purchase of a site and the erection of a building to be used as a town house and lockup in that part of said town known as Heuvelton."

Also, Assembly bill introduced by Mr. MacGregor (No. 2264, Int. No. 1595), entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and nine, constituting the 'General City Law.'"

Also, Assembly bill introduced by Mr. Shepardson (No. 785, Int. No. 701), entitled "An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Bainbridge, Chenango county, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Colne (No. 754, Int. No. 676), entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' relative to the bridges on the canal route between the Syracuse harbor and Lake Ontario at Oswego," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Goodwin (No. 1674, Int. No. 1210), entitled "An act to incorporate the city of White Plains," retaining its place on the order of third reading, reported in favor of the passage of the same, with the following amendments:

Amend Senate bill No. 878 (Int. No. 745) introduced by Mr. Wainwright, as follows:

On page 3, strike out lines 18 to 26, inclusive, and lines 1 and 2 on page 4, and insert: "vision, eight hundred fifty-three and fifty-four one hundredths feet to the southerly side of the Dobbs Ferry road, thence south eighty-nine degrees fifty-four minutes east along the southerly side of said road seventy-eight and sixty-two one hundredths feet to the westerly side of an old road, thence southerly along the westerly side of said old road as marked and defined by stone walls and fences and by the properties now or formerly of E. Brown, Sterling Realty Company and Century Golf Club to the intersection with the southerly line of Franklin avenue in the Columbia Heights Subdivision and from thence in a southerly direction along a wire fence that marks the westerly side of a private road and by the property of the Century Golf Club to a nail in an elm tree that marks the intersection of the division line between the properties of Century Golf Club and F. M. Warburg with said wire fence, and from thence south twenty-nine degrees fifty-nine seconds east through properties of F. M. Warburg, Isaac Hunt, F. S. Fisher and others twenty-seven hundred twenty-eight and eighty-one one hundredths feet to a stake in Central".

On page 8, strike out lines 18 to 26, inclusive, and on page 9 strike out lines 1, 2 and 3, inclusive, and insert: "east through property of Central Park, Subdivision eight hundred fifty-three and fifty-four one hundredths feet to the southerly side of the Dobbs Ferry road, thence south eighty-nine degrees fifty-four minutes east along the southerly side of said road seventy-eight and sixty-two one hundredths feet to the westerly side of an old road, thence southerly along the westerly side of said old road as marked and defined by stone walls and fences and by the properties now or formerly of E. Brown, Sterling Realty Company, and Century Golf Club to the intersection with the southerly line of Franklin avenue in the Columbia Heights Subdivision and from thence in a southerly direction along a wire fence that marks the westerly side of a private road and by the property of the Century Golf Club to a nail in an elm tree that marks the intersection of the division line between the properties of the Century Golf Club and F. M. Warburg with said wire fence and from thence south twenty-nine degrees fifty-nine minutes fifty-five seconds east through properties of F. M. Warburg, Isaac Hunt, F. S. Fisher and others twenty-seven hundred twenty-eight and eighty-one one hundredths feet to a stake in Central avenue said stake".

On page 14, strike out line 23.

On page 21, line 3, strike out "five com-", and on line 4, strike out "missioners of education," and strike out "There"; strike out all of lines 5 and 6 and insert: "There shall be elected by the qualified electors of each ward of the city two aldermen and also one supervisor by the qualified electors of the first and second ward, one supervisor by the qualified electors of the third and fourth ward, and one supervisor by the qualified electors of the fifth and sixth ward of said city."

On page 21, line 12, after "board" insert "and five commissioners of education".

On page 22, line 12, strike out "Where the term of office of an appointive", and strike out all of lines 13, 14 and 15.

On page 28, line 16, after "state," insert "any elective officer for whose removal no provision is made herein may be removed by the Governor in the same manner as a sheriff, except that the Governor may direct the inquiry provided by law be conducted by the Attorney-General. After charges have been received by the Governor he may suspend the officer affected thereby for a period not exceeding sixty days pending the investigation. Nothing herein contained shall be construed to take from any officer or board the powers to remove subordinates according to law."

On page 31, line 4, after "§ 27," strike out balance of page; strike out all of page 32, and strike out lines 1 to 4 on page 33, and insert "Officers to be elected at the first city election under this act; continuance in office. There shall be elected at an election to be held on the Tuesday next succeeding the first Monday in October in the year nineteen hundred and ten, the officers provided for in this act for the term of one year, beginning the first day of January, nineteen hundred and eleven, and expiring the thirty-first day of December, nineteen hundred and eleven. For the purpose of providing for this election the board of trustees of the village of White Plains are hereby authorized, empowered and directed to procure the necessary supplies and appoint the necessary election officers to hold and carry out said election, and to define and erect the various election district boundaries within said wards if required, the expense of which election shall be charged against and be paid by the city of White Plains. Each justice of the peace of the towns of White Plains, Harrison, Greenburgh and North Castle, residing in the city of White Plains when this act takes effect, shall qualify according to law as a justice of the peace of said city and shall continue to hold his office for the balance of the term for which he was elected, in the same manner and in all respects shall possess the same powers and be subject to the same provisions as if he

had been elected under this act. When the officers elected as hereinbefore provided shall take office on the first day of January, nineteen hundred and eleven, this act and the city of White Plains shall then be in full force and effect and the present form of government, including all existing town, village and school districts within the territory incorporated under this act shall thereupon cease and terminate and the now present officers of the territory so incorporated by this act shall turn over to the new city officers all the books, papers, records and property of every kind and shall account to the said officers for all funds or property of any kind of which they are properly chargeable as such officers."

On page 36, after "journal." line 20, strike out balance of page, all of page 37, 38, 39, 40, 41, 42 and lines 1 to 7, inclusive, on page 43.

On page 43, line 17, after "by whom" insert "and for what term he shall be appointed. His salary shall".

On page 44, line 21, strike out "fifty" and insert "twenty-five".

On page 57, line 10, strike out "to hold", and on line 11 strike out "office during his pleasure" and "whose position shall be confidential".

On page 63, line 24, strike out "to hold office", and on line 25 strike out "during his pleasure" "whose position shall be confidential,".

On page 70, lines 21 and 22, strike out "or in the entertainment of guests of the city".

On page 71, line 18, after "said" insert "board of".

On page 74, strike out all of lines 5 to 25, inclusive; on page 75 strike out all of page, and on page 76 strike out lines 1 to 10, inclusive, and insert: "§ 83. Bonds. The council shall have power to issue bonds for any municipal purpose except as herein limited. No bonds of the city shall be issued except pursuant to a resolution of the council, concurred in by a majority of its members, and with the approval of the board of estimate and apportionment. All bonds shall be signed by the mayor and the treasurer and countersigned by the comptroller. All bonds and interest shall be payable at the office of the city treasurer. All bond issues shall be of serial bonds, and all bonds shall mature on the first day of May. Provision shall be made for the redemption of the same number of bonds each year succeeding the year in which the bonds of an issue first mature, except, when necessary, the last year. Interest on bonds shall be payable on the first days of May and November. Bonds shall mature within the limitations prescribed by this act and bear such rate of interest,

not exceeding five per cent per annum, as the board of estimate and apportionment determines. No bonds shall be issued for a longer term than thirty-five years. The bonds of an issue for the acquisition of real property or the construction of buildings or trunk sewers must begin to mature within ten years from the date of issue. No bonds of an issue for purposes other than the acquisition of real property or the construction of buildings or sewers shall be issued for more than ten years, and the bonds of such issues must begin to mature within three years from the date of issue. No bonds shall be issued for current operating expenses, repairs or supplies, or for the city's share of the cost of curbs, gutters or sidewalks.

" § 83a. Certificates of indebtedness. The board of estimate and apportionment shall have power to issue certificates of indebtedness of the city for the municipal purposes herein provided. All certificates of indebtedness shall be signed by the mayor and the treasurer and countersigned by the comptroller. The principal and interest shall be payable at the office of the city treasurer. They shall bear such rate of interest not exceeding six per cent per annum, as the board of estimate and apportionment determines. All certificates of indebtedness except sewer certificates of indebtedness shall be made payable within two years from the date of issue; sewer certificates of indebtedness shall be made payable within five years from the date of issue.

" § 83b. Temporary certificates of indebtedness. Temporary certificates of indebtedness may be issued in anticipation of the collection of the taxes of the current year to the extent of the amount of the annual budget less the amount of the collections of the taxes of the current year. Such certificates shall be a lien upon the taxes of the year. Whenever the amount of certificates issued and the taxes collected during the current year equal the amount of the annual budget, thereafter all collections of the taxes of the year shall be applied to the redemption of such certificates until the end of the succeeding year, after which time such collections together with the interest thereon and any unexpended balance of interest shall become a part of the sinking fund.

" § 83c. Special certificates of indebtedness. (a) Sidewalk certificates of indebtedness may be issued in anticipation of the collection of curb, gutter or sidewalk assessments and shall be a lien upon the collections of all such assessments levied or to be levied. The collections of all such assessments shall be applied to the redemption of the oldest of such certificates. Interest on such certificates shall be paid from the collections of interest on such assessments as far as possible and the balance from the

budget appropriation for interest on certificates of indebtedness. The proceeds of the sale of such certificates shall be used to pay the assessable portion of contracts for curb, gutter or sidewalk. In the event of there being no such certificates outstanding, the collections of the principal and interest of such assessments shall be used to finance current contracts for curb, gutter or sidewalk until the assessments therefor are levied.

“(b) The provisions of this section shall apply to sewer certificates of indebtedness and assessments, and street paving certificates of indebtedness and assessments.

“(c) When any public work, authorized by law to be paid for by an issue of bonds or certificates of indebtedness, or both, is undertaken by the city, construction certificates of indebtedness to finance such public work may be issued from time to time, and in amounts as required, not exceeding the estimated cost of such work, and payable within one year from the date of issue. Such certificates shall be refunded at their maturity by bonds to the amount of the city's share of the cost and certificates of indebtedness to the amount of assessments levied or to be levied on account of such work.

“§ 83e. Redemption of certificates of indebtedness. The amount of all temporary, sidewalk and street-paving certificates of indebtedness unredeemed at the end of the year succeeding the year in which they were issued, and the amount of all sewer certificates of indebtedness unredeemed at the end of the fourth year succeeding the year in which they were issued, shall be included in the budget of the following year as an appropriation and such certificates shall be redeemed from such appropriation.

“§ 84. Sinking fund. There shall be a sinking fund which shall consist of all taxes unpaid at the end of the year succeeding the year in which they were levied and all interest thereon and the collections thereof; all collections of the costs of the sale of taxes; the gross proceeds of the sale of real property unless the council determines that such proceeds shall be used for the acquisition of other real property; interest on bank deposits; premiums on bonds and certificates of indebtedness; unexpended balances of bond issues; forfeited deposits; revenue from the state or county not otherwise appropriated by law; rents, fees and revenue except such as accrue from the operation of a particular department; revenue from licenses and franchises; unexpended balances of trust funds from the department of charities; and such other items of revenue other than collections of taxes or special assessments or department revenue as the council determines. The collections of the sinking fund shall be trans-

ferred from time to time to the fund for the redemption of bonds, and shall be used for no other purpose."

On page 78, lines 12 and 13, strike out "to hold office during their pleasure,".

On page 107, line 2, strike out "to hold office during his pleasure".

On page 167, line 24, strike out "to hold office during his term of office"; line 25, strike out "unless sooner removed by him"; and strike out all of line 26.

On page 168, strike out line 1 and line 2 to and including the word "works".

On page 182, after "city" on line 22, insert "The provisions of this section shall be effective only so long as the member and officers of the fire department and the several companies thereof receive no salary or compensation from the city, and no person shall be a member or officer of the paid fire service of the city unless he shall be appointed in accordance with the civil service law."

On page 184, line 25, strike out "in his discretion,".

On page 188, line 25, strike out "Cash relief; t" and insert "T".

On page 189, lines 4 and 5, strike out "to hold office during his pleasure".

On page 191, line 6, strike out "Cash relief; t" and insert "T", and strike out "In cases where." and all of lines 7, 8 and 9, and on line 10 "Any one case. He may, also," and insert "The commissioner may,".

On page 192, line 20, strike out "So much of the general health law of the", and strike out all of lines 21 and 22.

On page 198, line 19, strike out "to hold office during his pleasure,".

On page 201, line 9, strike out "hold their respective offices during his pleasure and".

On page 201, line 12, strike out "board of" and balance of line 13, and insert "common council,".

On page 202, line 15, insert after "treasurer," "and also all costs received by him".

On page 206, strike out line 20.

On page 206, line 21, strike out "3" and insert "4".

Line 22, strike out "6" and insert "5".

Line 23, strike out line.

Line 24, strike out "8" and insert "6".

Line 25, strike out "9" and insert "7".

Line 26, strike out "300" and insert "298".

On page 207, line 1, strike out "301" and insert "299".

On page 207, line 2, strike out "302" and insert "300".

Line 3, strike out "303" and insert "301".

Line 4, strike out "304" and insert "302".

Line 5, strike out "305" and insert "303".

Line 6, strike out "306" and insert "304".

Line 7, strike out "307" and insert "305".

Line 8, strike out "308" and insert "306".

Line 9, strike out "309" and insert "307".

Line 10, strike out "310" and insert "308".

Line 11, strike out "311" and insert "309".

Line 12, strike out "312" and insert "310".

Line 13, strike out "313" and insert "311".

Line 14, strike out "314" and insert "312".

Line 15, strike out "315" and insert "313".

Line 16, strike out "316" and insert "314".

Line 17, strike out line.

Line 18, strike out line.

Line 19, strike out "319" and insert "315".

Line 20, strike out "320" and insert "316".

Line 21, strike out "321" and insert "317".

Line 22, strike out "322" and insert "318".

Lines 23, 24, 25, strike out all of lines.

Line 26, strike out "326" and insert "319".

On page 208, strike out all of lines 1, 2, 3, 4 and 5.

Line 6, strike out "332" and insert "320".

Line 7, strike out "333" and insert "321".

Line 8, strike out "334" and insert "322".

Line 9, strike out "335" and insert "323".

Line 10, strike out "336" and insert "324".

Line 11, strike out "337" and insert "325".

On page 208, line 12, strike out "338" and insert "326".

Line 13, strike out line.

Line 14, strike out "340" and insert "327".

Line 15, strike out "341" and insert "328".

Line 16, strike out "342" and insert "329".

On page 209, lines 9 to 25, strike out.

On page 210, lines 1 to 4, inclusive, strike out.

Line 5, strike out "295" and insert "294", and strike out "from time to time" and after "may" insert "when authorized by the common council".

Line 6, strike out "shall be".

On page 210, line 7, strike out "removable at the pleasure of the city judge, and".

On page 210, line 18, strike out "296" and insert "295", and after "judge" insert "when authorized by the common council".

On page 210, line 19, after "city" insert "court", and strike out "who shall hold office during", and on line 20 strike out "the pleasure of the city judge". Strike out balance of the line and the balance of the page.

On page 211, strike out lines 1, 2, 3, 4 down to and including "court" on line 5.

Line 8, strike out "; and he shall receive for", strike out all of lines 9, 10, 11 and 12, and "proceedings" on line 13.

On page 211, strike out lines 16 to 26, inclusive.

On page 212, line 1, strike out "298" and insert "296".

On page 213, line 1, strike out "299" and insert "297".

Line 6, strike out "300" and insert "298".

Line 13, strike out "301" and insert "299".

Line 18, strike out "302" and insert "300".

On page 214, line 1, strike out "303" and insert "301".

Line 22, strike out "304" and insert "302".

On page 215, line 13, strike out "305" and insert "303".

Line 22, strike out "306" and insert "304".

On page 216, line 10, strike out "307" and insert "305".

On page 217, line 7, strike out "308" and insert "306".

On page 218, line 6, strike out "309" and insert "307".

Line 20, strike out "310" and insert "308".

On page 219, line 5, strike out "311" and insert "309".

Line 17, strike out "312" and insert "310".

On page 220, line 4, strike out "313" and insert "311".

Line 13, strike out "314" and insert "312".

On page 221, line 9, strike out "315" and insert "313".

On page 222, line 9, strike out "316" and insert "314".

Lines 19 to 26, inclusive, strike out.

Strike out all of page 223, 224, 225 and down to and including line 8 on page 226.

On page 226, line 9, strike out "319" and insert "315".

Line 25, strike out "320" and insert "316".

On page 227, line 7, strike out "321" and insert "317".

Line 16, strike out "322" and insert "318".

Line 21 to 26, strike out all inclusive.

On page 228, strike out entire page. Strike out all of page 229 and down to line 26 on page 230.

On page 230, line 26, strike out "326" and insert "319".

On page 231, strike out all of lines 11 to 26, inclusive.

On page 232, strike out all of page.

On page 233, strike out all of page.

On page 234, strike out lines 1 to 4, inclusive.

Line 5, strike out " 332 " and insert " 320 ".

Line 18, strike out " and civil ".

Line 19, strike out " The common council shall also ".

Line 20, strike out line.

Line 21, strike out " 333 " and insert " 321 ".

Line 24, strike out " and civil ".

On page 235, line 1, strike out " 334 " and insert " 322 ".

Line 6, strike out " 335 " and insert " 323 ".

Line 7, strike out " an action or ".

Line 8, strike out " special proceeding ", add " s " to " proceeding ".

Line 14, strike out " 336 " and insert " 324 ".

Line 19, strike out " 337 " and insert " 325 ".

Line 20, strike out " an action or special proceeding or " and insert " a ".

On page 236, line 2, strike out " clerk " and insert " court ".

Line 4, strike out " the clerk or ".

Line 6, strike out " 338 " and insert " 326 ".

Line 15, strike out line and balance of page.

On page 237, lines 1 and 2, strike out.

Line 3, strike out " 340 " and insert " 327 ".

Line 12, strike out " 341 " and insert " 328 ".

On page 238, strike out lines 1 and 2. Also strike out lines 6 to 11, inclusive.

On page 238, line 12, strike out " 342 " and insert " 329 ".

On page 245, line 15, strike out " at pleasure ".

On page 247, lines 12 and 13, strike out " hold his office during the pleasure of the board, provided, only, that he shall ".

On page 247, line 24, strike out " to hold office during the pleasure of the board ".

On page 256, line 5, strike out " When act takes effect " and insert " State insurance to apply ".

Line 6, insert " 400. When act takes effect ".

Line 6, strike out " 400 " and insert " 401 ".

Line 7, strike out " 401 " and insert " 402 ".

On page 267, after line 26, insert:

" § 399. State Insurance Law to apply. The provisions of section one hundred and thirty-three of chapter thirty-three of the Consolidated Laws of nineteen hundred and nine of the State of New York, known as the Insurance Laws of the State of New York, shall apply to the city of White Plains and be a portion of this act."

On page 268, line 1, strike out " 399 " and insert " 400 " and strike out " This act shall take effect immediately." and insert in

place thereof "This act shall take effect January first, nineteen hundred and eleven, except the provisions for preparing for and holding the election as provided in section twenty-seven of this act, as to which provisions this act shall take effect immediately."

On page 268, line 3, strike out "400" and insert "401".

On page 270, line 24, strike out "401" and insert "402".

and that the same be reprinted, as amended, and re-engrossed and that when it shall have been on the desks of the members three calendar days it be made a special order on third reading immediately, which report was agreed to, and said bill ordered reprinted, as amended, and re-engrossed and when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately.

Mr. Cheney reported the following bills as correctly printed or engrossed:

"An act to amend the Penal Law, in relation to selling, offering for sale horses or other animals, which by reason of disease are unfitted for work." (No. 2327, Int. No. 859.)

"An act to amend the Code of Civil Procedure, relating to matrimonial actions." (No. 2323, Int. No. 229.)

"An act to amend the General Municipal Law, in relation to the establishment and maintenance of public general hospitals for the care of the sick." (No. 2326, Int. No. 1340.)

"An act to amend the Agricultural Law, in relation to inspection and sale of seeds." (No. 2328, Int. No. 119.)

"An act to amend the General Construction Law, in relation to prescribing the method of computing time." (No. 2325, Int. No. 703.)

"An act to amend the Education Law, in relation to payment of unpaid school taxes from county treasury." (No. 2324, Int. No. 164.)

On motion of Mr. MacGregor, the committee on rules was instructed to report Assembly bill (No. 1690, Int. No. 1217), entitled "An act authorizing the city of Buffalo to provide for the separation of the grades of certain streets and public grounds therein from the grades of railroad tracks upon or across the same, and for the discontinuance, contraction or alteration of said streets and public grounds," with the following amendments:

Page 3, line 23, strike out the words "grant and convey" and insert the words "lease for a term of not more than thirty years".

Page 3, line 26, strike out the words "granted or conveyed" strike out and insert the words "or leased".

Page 4, line 2, strike out comma after word "alter", also strike out word "grant".

Page 4, line 3, the word "convey" and insert the word "lease".

Page 4, line 3, after the word "convey" insert the following: "This section shall not permit the closing or discontinuance of any part of Main or Washington streets in said city or any public dock or docks now owned by said city."

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. MacGregor, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Lowman, the committee on rules was instructed to report Assembly bill (No. 2092, Int. No. 1507), entitled "An act to incorporate Arnot Art Gallery," with the following amendments:

On page 1, line 2, strike out the first "S." and insert "G".

Same page, same line, strike out "Chamberlain" and insert "Chamberlin".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Lowman, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Toombs, the committee on rules was instructed to report Assembly bill (No. 2162, Int. No. 152), entitled "An act to amend the Liquor Tax Law, generally," with the following amendments:

Page 10, lines 2 to 13, inclusive, strike out italics and insert in italics: "This section shall not prevent the issuance of liquor tax certificates in the place of existing certificates after the limitations of the number of liquor tax certificates become operative as provided in this act."

Page 10, line 19, insert in italics after "certificate" the words "to traffic in liquors".

Page 10, line 23, strike out "or receipt of penalties or judgment therefor" and insert before "conviction," "or judgment of", should read "or judgment of conviction shall be".

Page 10, line 25, strike out "clerk," "servant or employee" and "upon the", and insert before "agent" "or his", and after "must" "immediately", should read "certificate or his agent, who must immediately".

Page 10, line 26, strike out "last day of the same calendar month" and insert "cease to traffic in liquors at said premises and may".

Page 11, line 2, substitute "a" for "such", and insert after "copy," "of such final order or judgment of conviction"; insert after "certificate", "or by leaving the same with any person in charge of said certificated premises", should read "also be made by affixing a certified copy of such final order or judgment of conviction to such certificate or by leaving the same with any person in charge of said certificated premises."

Page 11, lines 2 to 6, strike out italics to "Provided" on line 6.

Page 20, line 1, insert after italics "guests", "except that this requirement for hotels in cities of the first class shall not apply to hotels located in the public parks thereof."

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Toombs, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Walters, the committee on rules was instructed to report Senate bill (No. 1064, Rec. No. 183), entitled "An act to amend the Agricultural Law, in relation to the State Fair Commission."

On motion of Mr. Walters, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Walters, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinde
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Merritt moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	De Long	Holden	Oliver	Trombly
Allen A F	Donovan	Howard	O'Neill J J	Van Olinde
Allen H E	Ebbets	Jackson	O'Neil M A	Vicinus
Argetsinger	Evans	Keller	Patrie	Vosburgh
Barden	Eveleth	Lachman	Perkins	Walker
Bates	Farrell	Lansing	Phillips J S	Walters
Baumes	Fay	Lee	Pitkin	Ward
Beck	Feeley	Levy A J	Raldiris	Waters
Bennett	Filley	Levy J	Reed	Weber
Boshart	Foley	Lowman	Roberts	Weiland
Brainerd	Fowler	Lupton	Rozan	Weimert
Brown G W	Friend	MacGregor	Sanner	Weinstein
Burgoyne	Frisbie	Manley	Shea	Wende
Caughlan	Glore	Marlatt	Shepardson	White E H
Chanler	Goldberg	McCue	Shortt	White L H
Cheney	Goodspeed	McElligott	Smith A E	Whitley
Clarke R H	Goodwin	McInerney	Smith M	Whitney

Clark S C	Gray	McKeon	Spielberg	Wilkie
Coffey	Green	Merritt	Stevenson	Wilsnack
Colné	Greenwood	Metzendorf	Stivers	Wood
Connell	Hackett	Miller J L	Sullivan	Wright
Cosad	Haines	Murray	Sweet	Yale
Crocker	Hearn	Neupert	Thompson	Young F L
Cross	Higgins	Nolan	Thorn	Zorn
Dana	Hinman	O'Connor	Toombs	Speaker
Delano	Hoey	Odell		

Mr. Merritt moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 967, Int. No. 834), entitled "An act to amend the Agricultural Law, in relation to the definition of adulterated milk."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hinman	Odell	Trombly
Allen A F	De Long	Hoey	Oliver	Van Olinda
Allen H E	Donovan	Holden	O'Neill J J	Vicinus
Argetsinger	Ebbets	Howard	O'Neil M A	Vosburgh
Barden	Evans	Keller	Patrie	Walker
Bates	Eveleth	Lansing	Perkins	Walters
Baumes	Farrell	Lee	Phillips J S	Ward
Beck	Fay	Levy A J	Pitkin	Waters
Bennett	Feeley	Levy J	Raldiris	Weber
Boshart	Fillee	Lowman	Reed	Weiland
Brainerd	Foley	Lupton	Roberts	Weimert
Brown G W	Fowler	MacGregor	Rozan	Weinstein
Burgoyne	Friend	Manley	Shea	Wende
Caughlan	Frisbie	Marlatt	Shepardson	White E H
Chandler	Glore	McCue	Shortt	White L H
Cheney	Goldberg	McElligott	Smith A E	Whitley
Charke R H	Goodspeed	McInerney	Smith M	Whitney
Clark S C	Goodwin	McKeon	Spielberg	Wilkie
Coffey	Gray	Merritt	Stevenson	Wilsnack
Colné	Green	Metzendorf	Stivers	Wood

Connell	Greenwood	Miller J L	Sullivan	Wright
Cosad	Hackett	Murray	Sweet	Yale
Crocker	Haines	Neupert	Thompson	Young F L
Cross	Hearn	Nolan	Thorn	Zorn
Dana	Higgins	O'Connor	Toombs	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2314, Int. No. 723), entitled "An act to amend chapter two hundred and sixty-eight of the Laws of eighteen hundred and ninety-one, entitled 'An act in relation to the office of sheriff in the county of Columbia,' in relation to the salary and disbursements of the sheriff."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 912, Int. No. 794), entitled "An act to amend chapter three hundred and ninety of the Laws of nineteen hundred and nine, entitled 'An act to authorize the acquisition of a site for, and the construction of a court-house in the county of Kings, and to provide for the maintenance thereof,' in relation to the procedure in selecting and acquiring such site." Said bill having been announced, Mr. O'Connor moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 3, line 19, strike out the brackets and the words "justices of the Supreme Court residing in the", and insert instead the words "board of estimate and apportionment of the city of New York."

On page 3, line 20, strike out the words "county of Kings or a majority of them", and strike out the comma after "them".

On page 3, line 26, strike out the words "justices and the said justices or a majority of them" and insert the words "board of estimate and apportionment of the city of New York".

On page 4, line 5, strike out the words "said justices or a majority of them" and insert the words "board of estimate and apportionment of the city of New York".

On page 4, line 9, strike out the words "justices or a ma-"

On page 4, line 10, strike out the entire line, and insert the words "board of estimate and apportionment of the city of New York".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2329, Int. No. 1220), entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, entitled 'An act to provide for the planting and protection of oysters in those por-

tions of the Great South bay, lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' in relation to allotments of portions of such bay."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caugilan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 1891, Int. No. 1406), entitled "An act to amend the Tax Law, in relation to an optional tax on prior advance mortgages."

On motion of Mr. Gray, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1675, Int. No. 1296), entitled "An act to empower the electors of the town of Oswegatchie, in the county of Saint Lawrence to vote an appropriation for the purchase of a site and the erection of a building to be used as a town house and lockup in that part of said town known as Heuvelton."

On motion of Mr. Gray, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reel	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Weace
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2264, Int. No. 1595), entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and nine, constituting the "General City Law."

On motion of Mr. MacGregor, and by unanimous consent, said bill was made a special order on second and third reading for Tuesday next immediately after the reading of the journal.

Mr. Speaker announced the special order, being the bill (No. 785, Int. No. 701), entitled "An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Bainbridge, Chenango county, and making an appropriation therefor."

On motion of Mr. Shepardson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 754, Int. No. 676), entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' relative to the bridges on the canal route between the Syracuse harbor and Lake Ontario at Oswego."

On motion of Mr. Colne, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

Those who voted in the affirmative were:

AYES 122

NOES 3

Those who voted in the negative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	Manley	Rozan	Weinstein
Caughlan	Frisbie	Marlatt	Shea	Wende
Chanler	Garfein	McCue	Shepardson	White E H
Cheney	Glore	McElligott	Shortt	White L H
Clarke R H	Goldberg	McInerney	Smith A E	Whitley
Clark S C	Goodspeed	McKeon	Smith M	Whitney
Coffey	Goodwin	Merritt	Spielberg	Wilsnack

Colné	Gray	Metzendorf	Shepardson	Wood
Connell	Green	Miller J L	Stivers	Wright
Cosad	Greenwood	Murray	Sullivan	Yale
Crocker	Hackett	Neupert	Thompson	Young F L
Cross	Haines	Nolan	Thorn	Zorn
Dana	Hearn			

Those who voted in the negative were:

MacGregor	Sweet	Wilkie
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Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1894, Int. No. 1409), entitled "An act to amend the Agricultural Law, in relation to skimmed milk, skimmed milk cheese and milk powder."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 86

NOES 29

Those who voted in the affirmative were:

Abbey	Connell	Higgins	Oliver	Thompson
Allen A F	Cosad	Hinman	O'Neil M A	Toombs
Allen H E	Crocker	Hoey	Perkins	Trombly
Argetsinger	Cross	Howard	Phillips C W	Vicinus
Barden	Delano	Jackson	Phillips J S	Vosburgh
Baumes	De Long	Keller	Pitkin	Walters
Bennett	Donovan	Kopp	Raldiris	Waters
Boshart	Evans	Lansing	Reed	Weimert
Boylan	Eveleth	Lowman	Roberts	Wende
Brainerd	Feeley	Manley	Rozan	White E H
Burgoyne	Filley	Marlatt	Shea	White L H
Callan	Fowler	McCue	Shepardson	Whitley
Caughlan	Goldberg	McInerney	Shortt	Whitney
Chanler	Goodwin	Miller J L	Smith A E	Wilkie
Cheney	Greenwood	Murray	Stevenson	Wilsnack
Clark S C	Haines	Nolan	Stivers	Wright
Coffey	Hearn	Odell	Sullivan	Young F L
Conklin				

Those who voted in the negative were:

Beck	Donnelly	Gillen	Levy J	Spielberg
Brennan	Ebbets	Glore	McGrath	Sweet
Brown G W	Farrell	Goodspeed	McKeon	Weber
Clarke R H	Fay	Green	Metzendorf	Weiland
Colné	Friend	Lachman	Sanner	Weinstein
Dana	Gerken	Levy A J	Smith M	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2347, Int. No. 795) entitled "An act to amend the General Business Law, relative to employment agencies," having been announced, Mr. Spielberg moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 7, lines 14 to 21, inclusive, strike out "; such term also includes the difference between the amount of money received by any such person who furnishes employees, performers or entertainers for circus, vaudeville, theatrical and other entertainments, exhibitions or performances, and the amount paid by him to said employees, performers or entertainers whom he hires or provides for such entertainments, exhibitions or performances".

On page 16, lines 22 to 26, inclusive, strike them out.

On page 17, lines 1 to 17, inclusive, strike them out.

On page 18, lines 21 to 27, inclusive, strike them out.

On page 19, lines 1 to 21, inclusive, strike them out.

On page 21, lines 1 and 2, strike out "by one or more such licensed persons, individually or collectively procuring such engagement."

On page 21, line 4, strike out "The gross fees for a theatrical engagement except an".

On page 21, lines 5 to 9, inclusive, strike them out.

On page 36, line 25, strike out the word "immediately" and insert in lieu thereof "January first, nineteen hundred and eleven."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100

NOES 17

Those who voted in the affirmative were:

Abbey	Cross	Graubard	McElligott	Sullivan
Allen A F	Delano	Green	McGrath	Thompson
Allen H E	De Long	Greenwood	McInerney	Toombs
Argetsinger	Doherty	Hackett	Merritt	Trombly
Barden	Donnelly	Haines	Miller J L	Van Olinda
Baumes	Donovan	Hearn	Murray	Vicirus
Boshart	Ebbets	Higgins	Neupert	Vcsburgh
Boylan	Evans	Hinman	Nolan	Walker
Brainerd	Eveleth	Hoey	O. e	Walters
Brennan	Fay	Holden	Patrie	Waters
Brown G W	Feeley	Howard	Phillips C W	Weiland
Bargoyne	Filley	Joseph	Pitkin	Weinstein
Cillan	Foley	Keller	Raldiris	Wende
Caughlan	Fowler	Kopp	Reed	White E H
Cheney	Friend	Lachman	Rozan	White L H
Carke R H	Frisbie	Lansing	Shepardson	Whitney
Clark S C	Glore	Lupton	Shortt	Wilkie
Coffey	Goldberg	Manley	Smith A E	Wood
Colné	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McCue	Stivers	Yale

Those who voted in the negative were:

Bates	Crocker	Lowman	Roberts	Thorn
Canler	Harwood	Oliver	Shea	Whitley
Conklin	Levy A J	Perkins	Spielberg	Young F L
Coad	Levy J			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2068, Int. No. 616) entitled "An act to amend the Tenement House Law, in relation to definition of tenement house," having been announced, Mr. Ward moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 12, before "tenement", insert "comma".

Page 2, line 13, strike out period after the word "house", insert comma and "but shall be subject to the sanitary and other provisions provided in this chapter."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill

amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 2212, Int. No. 948) entitled "An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents," having been announced for a third reading,

On motion of Mr. Foley, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2185, Int. No. 1196) entitled "An act to amend the General Business Law, in relation to the regulation of private banks and bankers, and to repeal article ten thereof, relating to ticket agents," having been announced for a third reading,

On motion of Mr. Kopp, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2012, Int. No. 1476) entitled "An act to amend the Agricultural Law, in relation to the State Fair Commission," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende

Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Mr. Merritt moved to reconsider the vote by which said bill was passed, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 2241, Int. No. 1118) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," having been announced for a third reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2122, Int. No. 1528) entitled "An act making provision for issuing bonds to an amount not exceeding two million five hundred thousand dollars, for the use of the Commissioners of the Palisades Interstate park in the extension and improvement of the park under their jurisdiction as from time to time such park may exist, and providing for a submission of the same to the people, to be voted upon at the general election to be held in the year nineteen hundred and ten," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker stated the question to be: "Shall this bill pass and ought the same to receive the sanction of the people," and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hinman	Odell	Trombly
Allen A F	De Long	Hoey	Oliver	Van Olinda
Allen H E	Donovan	Holden	O'Neill J J	Vicinus
Argetsinger	Ebbets	Howard	O'Neil M A	Vosburgh
Barden	Evans	Keller	Patrie	Walker
Bates	Eveleth	Lansing	Perkins	Walters
Baumes	Farrell	Lee	Phillips J S	Ward
Beck	Fay	Levy A J	Pitkin	Waters
Bennett	Feeley	Levy J	Raldiris	Weber
Boshart	Filley	Lowman	Reed	Weiland
Brainerd	Foley	Lupton	Roberts	Weimert
Brown G W	Fowler	MacGregor	Rozan	Weinstein
Burgoyne	Friend	Manley	Shea	Wende
Caughlan	Frisbie	Marlatt	Shepardson	White E H
Chanler	Garfein	McCue	Shortt	White L H
Cheney	Glore	McElligott	Smith A E	Whitley
Clarke R H	Goodspeed	McInerney	Smith M	Whitney
Clark S C	Goodwin	McKeon	Spielberg	Wilkie
Coffey	Gray	Merritt	Stevenson	Wilsnack
Colné	Green	Metzendorf	Stivers	Wood
Connell	Greenwood	Miller J L	Sullivan	Wright
Cosad	Hackett	Murray	Sweet	Yale
Crocker	Haines	Neupert	Thompson	Young F L
Cross	Hearn	Nolan	Thorn	Zorn
Dana	Higgins	O'Connor	Toombs	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2121, Int. No. 1527) entitled "An act to accept a gift upon certain conditions from Mary W. Harriman to the people of the State of New York of land in the counties of Orange and Rockland for the purpose of a State park, and the gift of the sum of one million dollars for the extension and improvement thereof, and designating the Commissioners of the Palisades Interstate park as the commission to receive and administer such gifts and enlarging the powers and extending the jurisdiction of such commission for that purpose," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	Odell	Toombs
Allen A F	De Long	Hinman	Oliver	Trombly
Allen H E	Donovan	Hoey	O'Neill J J	Van Olinda
Argetsinger	Ebbets	Holden	O'Neil M A	Vicinus
Barden	Evans	Howard	Parker	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 136, Int. No. 136) entitled "An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Delhi, Delaware county, and making an appropriation therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	O'Connor	Toombs
Allen A F	Donovan	Hinman	Odell	Trombly
Allen H E	Ebbets	Hoey	Oliver	Van Olinda
Argetsinger	Evans	Holden	O'Neill J J	Vicinus

Parden	Eveleth	Howard	O'Neil M A	Vosburgh
Bates	Farrell	Keller	Patrie	Walker
Baumes	Fay	Lansing	Perkins	Walters
Beck	Feeley	Lee	Phillips J S	Ward
Bennett	Filley	Levy A J	Pitkin	Waters
Boshart	Foley	Levy J	Raldris	Weber
Brainerd	Fowler	Lowman	Reed	Weiland
Brown G W	Friend	Lupton	Roberts	Weimert
Burgoyne	Frisbie	MacGregor	Rozan	Weinstein
Caughlan	Garfein	Manley	Shea	Wende
Chanler	Glore	Marlatt	Shepardson	White E H
Cheney	Goodspeed	McCue	Shortt	White L H
Clarke R H	Goodwin	McElligott	Smith A E	Whitley
Clark S C	Gray	McInerney	Smith M	Whitney
Coffey	Green	McKeon	Spielberg	Wilkie
Colné	Greenwood	Merritt	Stevenson	Wilsnack
Connell	Hackett	Metzendorf	Stivers	Wood
Cosad	Haines	Miller J L	Sullivan	Wright
Crocker	Harwood	Murray	Sweet	Yale
Cross	Hearn	Neupert	Thompson	Young F L
Dana	Herrick	Nolan	Thorn	Zorn
Delano				

Ordered,. That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 932, Int. No. 294) entitled "An act to amend the Forest, Fish and Game Law, in relation to trespass," having been announced, Mr. J. S. Phillips moved that said bill be re-committed to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 9, strike out brackets after "committed".

Page 2, line 2, strike out bracket after "sent".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 710, Rec. No. 108) entitled "An act to amend the Greater New York charter, as re-enacted by chapter four hundred and sixty-six of the Laws of nineteen hundred and one, relative to local improvements and assessments therefor," having been announced for a third reading,

On motion of Mr. Caughlan, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The Senate bill (No. 601, Rec. No. 97) entitled "An act to require the surrogate of the county of New York to transfer to

the chamberlain of the city of New York certain books of accounts, and papers relating to the moneys and securities paid into court, formerly held by the surrogate of said county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	Donnelly	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White J H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 2167, Int. No. 788) entitled "An act to amend chapter twenty-five of the Laws of nineteen hundred and nine, entitled 'An act relating to general business, constituting chapter twenty of the Consolidated Laws,' in relation to monopolies,"

having been announced, Mr. Merritt moved to recommit said bill to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

AYES 52

NOES 65

Those who voted in the affirmative were:

Allen A F	Coffey	Goodspeed	Marlatt	Smith M
Allen H E	Colné	Goodwin	Merritt	Stivers
Argetsinger	Conklin	Green	Nolan	Walters
Bates	Connell	Greenwood	Odell	Waters
Baumes	Cross	Haines	Phillips C W	Weinstein
Boshart	Dana	Hinman	Phillips J S	White E H
Brainerd	Delano	Howard	Pitkin	Whitney
Brown G W	Doherty	Lachman	Raldiris	Wilkie
Callan	Ebbets	Lansing	Reed	Wood
Cheney	Filley	Lowman	Shepardson	Yale
Clark S C	Friend			

Those who voted in the negative were:

Abbey	Farrell	Holden	Miller J L	Sullivan
Beck	Fay	Jackson	Neupert	Thompson
Bennett	Foley	Joseph	O'Connor	Trombly
Boylan	Frisbie	Keller	O'Neill J J	Vosburgh
Brennan	Gerken	Levy A J	O'Neil M A	Walker
Caughlan	Gillen	Levy J	Perkins	Weiland
Chanler	Goldberg	Lupton	Roberts	Weimert
Cosad	Graubard	MacGregor	Rozan	Wende
Crocker	Hackett	Manley	Sanner	White L H
De Long	Harwood	McCue	Shea	Whitley
Donnelly	Hearn	McElligott	Shortt	Wright
Donovan	Herrick	McKeon	Smith A E	Young F L
Evans	Hoey	Metzendorf	Stevenson	Zorn

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 10

Those who voted in the affirmative were:

Abbey	Dana	Haines	McCue	Smith A E
Allen A F	De Long	Harwood	McElligott	Stevenson
Allen H E	Doherty	Higgins	McGrath	Stivers
Bates	Donnelly	Hinman	McKeon	Sullivan
Beck	Donovan	Hoey	Metzendorf	Sweet

Bennett	Evans	Holden	Miller J L	Thompson
Boylan	Farrell	Howard	Murray	Thorn
Brennan	Fay	Jackson	Neupert	Trombly
Brown G W	Filley	Joseph	O'Connor	Vosburgh
Burgoyne	Foley	Keller	Oliver	Ward
Caughlan	Friend	Lachman	O'Neill J J	Weiland
Chanler	Frisbie	Lansing	O'Neil M A	Weimert
Cheney	Gillen	Levy A J	Patrie	Weinstein
Clarke R H	Glore	Levy J	Perkins	Wende
Clark S C	Goldberg	Lowman	Roberts	White L H
Coffey	Goodspeed	Lupton	Rozan	Whitley
Colné	Graubard	MacGregor	Sanner	Wilsnack
Cosad	Green	Manley	Shea	Wright
Crocker	Greenwood	Marlatt	Shortt	Young F L
Cross	Hackett			

Those who voted in the negative were:

Baumes	Brainerd	Connell	Goodwin	Phillips J S
Boshart	Conklin	Delano	Odell	Pitkin

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2271, Int. No. 300) entitled "An act to amend the Public Health Law, in relation to the practice of veterinary medicine," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 82

NOES 24

Those who voted in the affirmative were:

Abbey	Cross	Hackett	McInerney	Stivers
Allen A F	Delano	Haines	McKeon	Trombly
Allen H E	De Long	Harwood	Merritt	Van Olinda
Argetsinger	Donovan	Hearn	Miller J L	Walker
Baumes	Ebbets	Higgins	Murray	Ward
Boylan	Farrell	Hinman	Nolan	Waters
Brennan	Feeley	Holden	O'Neill J J	Weber
Brown G W	Filley	Howard	O'Neil M A	Weiland
Ca'lan	Fowler	Keller	Phillips C W	Weimert
Chanler	Frisbie	Kopp	Phillips J S	Weinstein
Cheney	Gillen	Lachman	Raldiris	White E H
Clarke R H	Glore	Lansing	Roberts	White L H
Clark S C	Goldberg	Lee	Rozan	Whitney
Colné	Goodspeed	Lupton	Shepardson	Wood
Connell	Green	Manley	Smith M	Wright
Crocker	Greenwood	McGrath	Stevenson	Zorn

Those who voted in the negative were:

Bates	Caughian	Donnelly	Lowman	Reed
Beck	Conklin	Fay	McElligott	Sanner
Bennett	Cosad	Friend	O'Connor	Vosburgh
Boshart	Dana	Gerken	Patrie	Whitley
Burgoyne	Doherty	Levy A. J	Pitkin	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2294, Int. No. 668) entitled "An act to amend the Agricultural Law, in relation to abattoirs and places where meat and meat products are manufactured, sold or kept for sale, and making an appropriation therefor," having been announced, Mr. Lachman moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 10, after the word "dealers" strike out the words "five dollars for retail dealers."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Boshart moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 4, after line 21, insert "The provisions of this act shall not apply to towns having a population of eight thousand or under".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Harwood moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 4, line 21, after the word "appraising" add the following section:

"§ 112. The provisions of sections one hundred and nine, one hundred and ten and one hundred and eleven of this act shall not apply to cities of the first class."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill

amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Wilkie moved to strike out the enacting clause of said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Lansing moved to reconsider the vote by which the enacting clause was stricken from said bill.

Mr. A. J. Levy moved to lay said motion to reconsider upon the table.

Mr. Speaker put the question whether the House would agree to said motion of Mr. A. J. Levy, and it was determined in the affirmative.

The Senate bill (No. 1041, Rec. No. 154) entitled "An act to amend the Village Law, relative to a second election upon a proposition to raise money," having been announced for a third reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 1096, Rec. No. 178) entitled "An act to amend the County Law, in relation to compensation of supervisors and the appointment and compensation of clerks of boards of supervisors in certain counties, and to repeal certain acts and parts of acts relating thereto, affecting the counties of Allegany and Broome and counties of a certain population," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	O'Connor	Toombs
Allen A F	Donovan	Hinman	Odell	Trombly
Allen H E	Ebbets	Hoey	Oliver	Van Olinda
Argetsinger	Evans	Holden	O'Neill J J	Vicinus

Barden	Eveleth	Howard	O'Neil M A	Vosburgh
Bates	Farrell	Keller	Patrie	Walker
Baumes	Fay	Lansing	Perkins	Walters
Beck	Feeley	Lee	Phillips J S	Ward
Bennett	Filley	Levy A J	Pitkin	Waters
Boshart	Foley	Levy J	Raldiris	Weber
Brainerd	Fowler	Lowman	Reed	Weiland
Brown G W	Friend	Lupton	Roberts	Weimert
Burgoyne	Frisbie	MacGregor	Rozan	Weinstein
Caughlan	Garfein	Manley	Shea	Wende
Chanler	Glore	Marlatt	Shepardson	White E H
Cheney	Goldberg	McCue	Shortt	White L H
Clarke R H	Goodspeed	McElligott	Smith A E	Whitley
Clark S C	Goodwin	McInerney	Smith M	Whitney
Coffey	Graubard	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cossad	Greenwood	Miller J L	Sullivan	Wright
Crockett	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn
Delano				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 703, Rec. No. 103) entitled "An act to amend the County Law, in relation to the salary of the surrogate of Jefferson county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoev	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende

Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 583, Rec. No. 140) entitled "An act to amend the Town Law, in relation to lighting streets and petition for improvements," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Murray moved to take from the table his motion to reconsider the vote by which Assembly bill (No. 1121, Int. No. 944), entitled "Concurrent resolution of the Senate and Assembly relative to the proposed amendment of the Constitution of the United States, ratifying the same," was lost April 20th.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Debate was had thereon.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 75

NOES 67

Those who voted in the affirmative were:

A bbey	Donovan	Haines	McCue	Roberts
Allen H E	Evans	Harwood	McElligott	Rozan
Bates	Eveleth	Hearn	McGrath	Sanner
Beck	Farrell	Higgins	McInerney	Smith A E
Boylan	Fay	Hoey	McKeon	Spielberg
Brennan	Foley	Holden	Metzendorf	Stevenson
Brown G W	Frisbie	Jackson	Murray	Trombly
Caughlan	Gerken	Joseph	Neupert	Van Olinda
Colné	Gillen	Keller	O'Connor	Walker
Cosad	Glore	Kopp	Oliver	Weiland
Crocker	Goldberg	Lachman	O'Neill J J	Weinstein
Cross	Goodspeed	Lee	O'Neil M A	Wende
De Long	Graubard	Levy A J	Patrie	White L H
Doherty	Green	Levy J	Perkins	Wright
Donnelly	Hackett	Manley	Phillips C W	Zorn

Those who voted in the negative were:

Allen A F	Conklin	Lansing	Shea	Ward
Argetsinger	Connell	Lowman	Shepardson	Waters
Barden	Dana	Lupton	Shortt	Weber
Baumes	Delano	MacGregor	Smith M	Weimert
Bennett	Ebbets	Marlatt	Stivers	White E H
Boshart	Feeley	Merritt	Sullivan	Whitley
Brainerd	Filley	Miller J L	Sweet	Whitney
Burgoyne	Fowler	Nolan	Thompson	Wilkie
Callan	Friend	Odell	Thorn	Wilsnack
Chanler	Goodwin	Phillips J S	Toombs	Wood

Cheney
Carke R H
Clark S C
Coffey

Gray
Greenwood
Hinman
Howard

Pitkin
Raldiris
Reed

Vicinus
Vosburgh
Walters

Yale
Young E
Young F L

The bill (No. 1325, Int. No. 1083) entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2266, Int. No. 1597) entitled "An act to legalize certain acts, resolutions and proceedings of the finance committee of the board of supervisors of Rensselaer county and of such board of supervisors, relative to the employment of a clerk to the finance committee of such board," having been announced for a second reading,

On motion of Mr. Filley, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 2275, Int. No. 1602) entitled "An act to legalize certain acts, resolutions and proceedings of the finance committee of the board of supervisors of Rensselaer county, and of such board of supervisors, relative to the employment of an attorney or other assistant in the matter of the examination of sales of real property for unpaid taxes in said county," having been announced for a second reading,

On motion of Mr. Filley, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 2276, Int. No. 1603) entitled "An act to amend the County Law, in relation to the power of the board of supervisors to appoint a clerk for certain purposes," was read the second time.

On motion of Mr. Filley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2277, Int. No. 1604) entitled "An act to amend the County Law, in relation to the power of the board of supervisors to employ an attorney for certain purposes," was read the second time.

On motion of Mr. Filley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1065, Int. No. 911) entitled "An act to amend the Railroad Law, in relation to the expense of alteration of railroad crossings in villages," was read the second time.

On motion of Mr. Wilkie, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2231, Int. No. 1581) entitled "An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled 'An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three," and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation,' relative to the employment of two temporary assistant special examiners and appraisers and their compensation, and that of the special examiner and appraiser," was read the second time.

On motion of Mr. Whitney, said bill was placed on the order of third reading.

On motion of Mr. Whitney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters

Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Chanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Clarke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dana	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 228, Int. No. 223) entitled "An act to amend the Executive Law, in relation to the appointment, term and salary of the State Superintendent of Weights and Measures," was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2210, Int. No. 1131) entitled "An act to amend the Labor Law, in relation to workmen's compensation in certain dangerous employments," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1407, Int. No. 1137) entitled "Concurrent resolution of the Senate and Assembly to amend section six of article one of the Constitution, in relation to taking private property for public use," was read the second time.

On motion of Mr. Raldiris, said bill was placed on the order of third reading.

On motion of Mr. Raldiris, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 1

Those who voted in the affirmative were:

Abbey	Dana	Hearn	Nolan	Toombs
Allen A F	Delano	Higgins	O'Connor	Trombly
Allen H E	De Long	Hinman	Odell	Van Olinda
Argetsinger	Donovan	Hoey	Oliver	Vicinus
Barden	Ebbets	Holden	O'Neill J J	Vosburgh
Bates	Evans	Howard	O'Neil M A	Walker
Baumes	Eveleth	Keller	Patrie	Walters
Beck	Farrell	Lansing	Perkins	Ward
Bennett	Fay	Lee	Pitkin	Waters
Boshart	Feeley	Levy A J	Raldiris	Weber
Brainerd	Filey	Levy J	Reed	Weiland
Brown G W	Foley	Lowman	Roberts	Weimert
Burgoyne	Fowler	Lupton	Rozan	Weinstein
Caughlan	Friend	MacGregor	Shea	Wende
Chanler	Frisbie	Manley	Shepardson	White E H
Cheney	Garfein	Marlatt	Shortt	White L H
Clarke R H	Glore	McCue	Smith A E	Whitley
Clark S C	Goldberg	McElligott	Smith M	Whitney
Coffey	Goodspeed	McInerney	Spielberg	Wilkie
Colné	Goodwin	McKeon	Stevenson	Wilsnack
Conklin	Gray	Merritt	Stivers	Wood
Connell	Green	Metzendorf	Sullivan	Wright
Cosed	Greenwood	Miller J L	Sweet	Yale
Cocker	Hackett	Murray	Thompson	Young F L
Coss	Haines	Neupert	Thorn	Zorn

In the negative:

Phillips J S

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2229, Int. No. 1579) entitled, "An act to establish a commission to inquire into the management of cemeteries, burial grounds and places of interment of human remains and in relation to trust funds provided for the care and maintenance of burial plots, graves and other funds for the benefit of cemeteries, burial places or any portions thereof, and making an appropriation therefor," was read the second time.

On motion of Mr. Sweet, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2230, Int. No. 1580) entitled "An act to amend the Penal Law, in relation to crimes against the elective franchise," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The Senate bill (No. 755, Rec. No. 173) entitled "An act to amend the State Boards and Commissions Law, in relation to the powers and duties of the State Water Supply Commission," was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading.

The Senate bill (No. 419, Rec. No. 156) entitled "An act making an appropriation for demonstration work in relation to milk production," was read the second time.

On motion of Mr. Sullivan, said bill was placed on the order of third reading.

On motion of Mr. Sullivan, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Herrick	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein

Caughlan	Frisbie	Manley	Shea	White E H
Chanler	Garfein	Marlatt	Shepardson	White L H
Cheney	Glore	McCue	Shortt	Whitley
Clarke R H	Goldberg	McElligott	Smith A E	Whitney
Clark S C	Goodspeed	McInerney	Smith M	Wilkie
Coffey	Goodwin	McKeon	Spielberg	Wilsnack
Colné	Gray	Merritt	Stevenson	Wood
Connell	Green	Metzendorf	Stivers	Wright
Cosad	Greenwood	Miller J L	Sullivan	Yale
Crocker	Hackett	Murray	Sweet	Young F L
Cross	Haines	Neupert	Thompson	Zorn
Dana	Hearn	Nolan	Thorn	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 746, Rec. No. 115) entitled "An act to amend the Election Law, generally," was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading.

The bill (No. 2319, Int. No. 1407) entitled "An act to amend the Greater New York charter, in relation to revenue bonds and special revenue bonds," was read the second time.

On motion of Mr. Green, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2321, Int. No. 1397) entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' generally," was read the second time.

On motion of Mr. Lowman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2317, Int. No. 1557) entitled "An act to amend the Agricultural Law, in relation to sale and analysis of commercial fertilizers," was read the second time.

On motion of Mr. Boshart, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 298, Rec. No. 19) entitled "An act authorizing and directing the board of supervisors of Erie county to pay to various towns of Erie county and the city of Tonawanda certain items or sums of money illegally charged against the taxable property, inhabitants and corporations of said towns in the various annual tax rolls and warrants for said towns, and author-

izing the county of Erie to issue its bonds with which to make such payments, and legalizing the previous acts of the several town boards in said county in relation to collecting such sums," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2146, Int. No. 1549) entitled "An act to amend the Agricultural Law, in relation to the selling of poultry, orchard, garden, dairy and other farm products by commission merchants," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1380, Int. No. 264) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to civil contempt of court and the remedies, punishments and procedure thereon," was read the second time.

On motion of Mr. Goldberg, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2365, Int. No. 210) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to payment of money received by marshals, as amended by chapter two hundred and twenty-eight of the Laws of nineteen hundred and five," having been announced for a second reading,

On motion of Mr. J. Levy, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2366, Int. No. 452) entitled "An act to amend the Judiciary Law, in relation to the compensation of attendants of the Appellate Division in the third and fourth departments," was read the second time.

On motion of Mr. McInerney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2367, Int. No. 1226) entitled "An act in relation to fictitious transactions over the stock exchange ticker," was read the second time.

On motion of Mr. Toombs, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 793, Assembly reprint No. 2363, Rec. No. 155) entitled "An act to amend the Education Law, in relation to the amount and payment of expenses for tuition and maintenance of deaf-mute children," was read the second time.

On motion of Mr. Grattan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2377, Int. No. 566) entitled "An act to amend Laws of nineteen hundred and nine, chapter twenty-eight, entitled 'An act relating to corporations generally, constituting chapter twenty-three of the Consolidated Laws,' in relation to actions for dissolution of corporations," was read the second time.

On motion of Mr. Thorn, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2368, Int. No. 583) entitled "An act to purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor," was read the second time.

On motion of Mr. Abbey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2370, Int. No. 391) entitled "An act to regulate the introduction of medical expert testimony," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2369, Int. No. 1516) entitled "An act to amend the Liquor Tax Law, in relation to the issuance of liquor tax certificates, and illegal sales and selling," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2371, Int. No. 1524) entitled "An act to amend the Judiciary Law, in relation to sheriff's jurors in Queens county," was read the second time.

On motion of Mr. Zorn, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2372, Int. No. 1501) entitled "An act to amend the Railroad Law so as to provide for the transfer of property when the existence of a railroad corporation ceases," was read the second time.

On motion of Mr. Parker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2373, Int. No. 1502) entitled "An act to amend chapter four of the Laws of eighteen hundred and ninety-one, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' relative to acquiring easements for the construction of rapid transit railroads," was read the second time.

On motion of Mr. Parker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2379, Int. No. 1506) entitled "An act to establish a commission to inquire into the present distribution of population throughout the State of New York, into any causes for imperfect or incomplete distribution, and any methods to secure better and fuller distribution," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2378, Int. No. 791) entitled "An act to amend the Election Law, in relation to the expenditure of money in connection with primary elections," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2374, Int. No. 1510) entitled "An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of the village not to exceed the sum of fifty-four

thousand five hundred dollars for certain street improvements, to authorize the application of the receipts from assessments to the payment of the principal and interest of said bonds, and to authorize the raising of such taxes as may be necessary to pay such principal and interest, in addition to the receipt from said assessments," having been announced for a second reading,

On motion of Mr. F. L. Young, and by unanimous consent, said bill was made a special order on second and third reading for Thursday next immediately after the reading of the journal.

The bill (No. 2375, Int. No. 1427) entitled "An act authorizing the abandonment for prison purposes of a tract of land situated on the west side of the Hudson river, in the counties of Orange and Rockland, and conferring jurisdiction thereover upon the Commissioners of the Palisades Interstate park," was read the second time.

On motion of Mr. Odell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2376, Int. No. 1511) entitled "An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of said village not to exceed the sum of one hundred and twenty-one thousand dollars, for the purpose of paying the share of the expenses of certain street improvements to be borne by the village at large, and to authorize the raising of taxes to pay the principal and interest of said bonds," having been announced for a second reading,

On motion of Mr. F. L. Young, and by unanimous consent, said bill was made a special order on second and third reading for Thursday immediately after the reading of the journal.

The bill (No. 2364, Int. No. 1491) entitled "An act to amend subdivision one of section four hundred and eighty-four of the Penal Law, permitting children to attend certain resorts," was read the second time.

On motion of Mr. Kopp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2394, Int. No. 1391) entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2392, Int. No. 1094) entitled "An act to provide for a supply of pure and wholesome water for the city of Mount Vernon; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects," was read the second time.

On motion of Mr. Coffey, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2391, Int. No. 1517) entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2393, Int. No. 1518) entitled "An act to amend the Liquor Tax Law, in relation to definitions, excise taxes upon the business of trafficking in liquors, enumeration, local option, statements to be made upon application for liquor tax certificates, search for seizure and forfeiture of liquors kept for unlawful traffic, and penalties," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The Senate bill (No. 995, Assembly reprint No. 2388, Rec. No. 163), entitled "An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents," having been announced for a second reading,

On motion of Mr. Foley, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2386, Int. No. 1359) entitled "An act to amend the Village Law, in relation to establishing boards of public works in villages and prescribing their powers and duties," was read the second time.

On motion of Mr. Eveleth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2387, Int. No. 1428) entitled "An act to amend chapter one hundred and seventy of the Laws of nineteen hundred, entitled 'An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades,' as amended by chapter six hundred and ninety-one of the Laws of nineteen hundred and six, and relating to the further extension of said park," was read the second time.

On motion of Mr. Odell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2381, Int. No. 1084) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to jurisdiction, practice and procedure," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2382, Int. No. 1304) entitled "An act to amend the State Boards and Commissions Law, in relation to apportioning, collecting and paying the cost of improvements in water courses, in certain cases, and in relation to the conservation, development and regulation of the water resources of the State for the public use and benefit," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2389, Int. No. 1074) entitled "An act to amend the Code of Civil Procedure, relating to the payment of money into court, and for the care and disposition thereof," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2420, Int. No. 1577) entitled "An act to amend the Highway Law, in relation to the share of counties and towns in the cost of highway improvement and the issuance of bonds therefor," having been announced for a second reading,

On motion of Mr. F. L. Young, and by unanimous consent, said bill was made a special order on second and third reading for Thursday next immediately after the reading of the journal.

The bill (No. 2419, Int. No. 1499) entitled "An act to amend the Highway Law, in relation to a State highway in the counties of Saratoga and Schenectady," having been announced for a second reading,

On motion of Mr. L. H. White, and by unanimous consent, said bill was made a special order on second and third reading for Thursday next immediately after the reading of the journal.

The Senate bill (No. 1140, Assembly reprint No. 2418, Rec. No. 186) entitled "An act to amend the General City Law, in relation to the operation for crematories for disposal of garbage," having been announced for a second reading,

On motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *April 26, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1237, Int. No. 570), entitled "An act to amend the State Charities Law, in relation to the regulation of State charitable institutions."

CHARLES E. HUGHES.

Said bill having been announced, Mr. J. S. Phillips moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Nolan	Sweet
Allen A F	Doherty	Herrick	O'Connor	Thompson
Allen H E	Donnelly	Hinman	Odell	Thorn
Argetsinger	Donovan	Hoey	Oliver	Toombs
Barden	Ebbets	Holden	O'Neill J J	Trombly
Baumes	Evans	Howard	O'Neil M A	Van Olinda
Beck	Eveleth	Jackson	Parker	Vicinus
Bennett	Farrell	Joseph	Patrie	Vosburgh
Boshart	Fay	Keller	Perkins	Walters
Boylan	Feeley	Lachman	Phillips C W	Waters
Brainerd	Filley	Lansing	Phillips J S	Weber
Brennan	Foley	Levy A J	Pitkin	Weiland
Brown C F	Fowler	Levy J	Raldiris	Weinstein
Brown G W	Friend	Lowman	Reed	Wende
Burgoyne	Frisbie	Lupton	Roberts	White E H
Caughlan	Garfein	Macdonald	Rozan	White L H
Chanler	Gerhardt	MacGregor	Sanner	Whitley
Cheney	Gerken	Manley	Shea	Whitrey
Clarke R H	Gillen	Marlatt	Shepardson	Wilkie
Clark S C	Goldberg	McCue	Shortt	Wilsnack
Coffey	Goodspeed	McElligott	Smith A E	Wood
Conklin	Goodwin	McKeon	Smith M	Wright
Connell	Graubard	Metzendorf	Spielberg	Yale
Cosad	Gray	Miller J L	Stevenson	Young E
Crocker	Greenwood	Miller W G	Stivers	Young F L
Cross	Hackett	Murray	Sullivan	Zorn
Delano	Harwood	Neupert		

Mr. J. S. Phillips moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 9, line 18, strike out "but only".

On page 10, line 2, strike out "his" and insert in place thereof "other".

On page 10, line 3, strike out "duty" and insert in place thereof "duties".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the Assembly bill (No. 1593, Senate reprint No. 1118, Int. No. 79), entitled "An act to amend the Penal Law, in relation to compulsory prostitution of women," with a message that they have concurred in the passage of the same, with the following amendments:

Page 4, line 16, strike out the word "or" before the word "receive"; same line, insert the word "or" before the word "appropriate"; same page, line 22, after the word "dollars." insert "Any such acceptance, receipt, levy or appropriation or such money or valuable thing shall upon any proceeding or trial for violation of this section be presumptive evidence of lack of consideration."

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Nolan	Sweet
Allen A F	Doherty	Herrick	O'Connor	Thompson
Allen H E	Donnelly	Hinman	Odell	Thorn
Argetsinger	Donovan	Hoev	Oliver	Toombs
Barden	Ebbets	Holden	O'Neill J J	Trombly
Baumes	Evans	Howard	O'Neil M A	Van Olinda
Beck	Eveleth	Jackson	Parker	Vicinus
Bennett	Farrell	Joseph	Patrie	Vosburgh
Boshart	Fay	Keller	Perkins	Walters
Boylan	Feeley	Lachman	Phillips C W	Waters
Brainerd	Filley	Lansing	Phillips J S	Weber
Brennan	Foley	Levy A J	Pitkin	Weiland
Brown C F	Fowler	Levy J	Raldiris	Weinstein
Brown G W	Friend	Lowman	Reed	Wende
Burgoyne	Frisbie	Lupton	Roberts	White E H
Caughlan	Garfein	Macdonald	Rozan	White L H
Chanler	Gerhardt	MacGregor	Sanner	Whitley
Cheney	Gerken	Manley	Shea	Whitney
Clarke R H	Gillen	Marlatt	Shepardson	Wilkie
Clark S C	Goldberg	McCue	Shortt	Wilsnack

Coffey	Goodspeed	McElligott	Smith A E	Wood
Conklin	Goodwin	McKeon	Smith M	Wright
Connell	Graubard	Metzendorf	Spielberg	Yale
Cosad	Gray	Miller J L	Stevenson	Young E
Crocker	Greenwood	Miller W G	Stivers	Young F L
Cross	Hackett	Murray	Sullivan	Zorn
Delano	Harwood	Neupert		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Shea offered for the consideration of the House a resolution, in the words following:

Whereas, On the twenty-fifth day of March, nineteen hundred and ten, the corporation of Witherbee, Sherman and Company did convey to the people of this State by deed of gift or conveyance, and in the assignment of lease in perpetuity, certain lands in the town of Crown Point, Essex county in this State, embracing the sites and ruins of the historic Fort Saint Frederick and Fort Amherst.

Whereas, The people of the State of New York by chapter one hundred and fifty-one of the Laws of nineteen hundred and ten have accepted title to such land, on the conditions stated in such deed, such lands being of large value and embracing scenery of great historic interest and beauty; therefore, it is hereby

Resolved (if the Senate concur), 1. That said lands in Essex county which have been conveyed to the people of this State, by Witherbee, Sherman and Company, for use as a park or reservation, subject to terms and conditions stated in said deed, shall hereafter be known as Crown Point Reservation.

2. That (if the Senate concur) the thanks of this Legislature be and are herewith extended to Witherbee, Sherman and Company for their very generous gift to the State, thereby awakening and tending to perpetuate a growing interest in the stirring events which characterized the early history of the State and Nation.

3. That the Clerk of the Assembly is hereby directed to forward a copy of this concurrent resolution, duly certified and suitably engrossed, to Witherbee, Sherman and Company.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Toombs
Allen A F	De Long	Hinman	Odell	Trombly
Allen H E	Donovan	Hoey	Oliver	Van Olinda
Argetsinger	Ebbets	Holden	O'Neill J J	Vicinus
Barden	Evans	Howard	O'Neil M A	Vosburgh
Bates	Eveleth	Keller	Patrie	Walker
Baumes	Farrell	Lansing	Perkins	Walters
Beck	Fay	Lee	Phillips J S	Ward
Bennett	Feeley	Levy A J	Pitkin	Waters
Boshart	Filley	Levy J	Raldiris	Weber
Brainerd	Foley	Lowman	Reed	Weiland
Brown G W	Fowler	Lupton	Roberts	Weimert
Burgoyne	Friend	MacGregor	Rozan	Weinstein
Caughlan	Frisbie	Manley	Shea	Wende
Caanler	Garfein	Marlatt	Shepardson	White E H
Cheney	Glore	McCue	Shortt	White L H
Carke R H	Goldberg	McElligott	Smith A E	Whitley
Clark S C	Goodspeed	McInerney	Smith M	Whitney
Coffey	Goodwin	McKeon	Spielberg	Wilkie
Colné	Gray	Merritt	Stevenson	Wilsnack
Connell	Green	Metzendorf	Stivers	Wood
Cosad	Greenwood	Miller J L	Sullivan	Wright
Crocker	Hackett	Murray	Sweet	Yale
Cross	Haines	Neupert	Thompson	Young F L
Dara	Hearn	Nolan	Thorn	Zorn

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wilkie offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1686, Int. No. 1308), entitled "An act to extend the corporate existence of the Acme Land Company and to validate its conveyances of real estate," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, March 3, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 315, Int. No. 78), entitled "An act to amend the Village Law, relative to its application to villages incorporated under and subject to a special law."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, March 3, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 333, Int. No. 317), entitled "An act to amend the Military Law, in relation to privileges, prohibitions and penalties."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 26, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for transmission to the mayor of the city of New York Assembly bill (No. 1216, Int. No. 1014), entitled "An act to validate the charter, confirm the rights of members and legalize the acts of Deraismes Engine Company Number One of the Woodhaven fire department, in the county of Queens."

CHARLES E. HUGHES.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 3, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 1110, Rec. No. 194), entitled "An act to amend the Agricultural Law, in relation to State institutions," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 3, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 944, Rec. No. 144), entitled "An act providing for the construction of buildings and improvements for the New York State Training School for Boys, and making an appropriation therefor," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 3, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 212, Rec. No. 129), entitled "An act to authorize the Superintendent of the Insurance Department to disburse the moneys col-

lected by him under the provisions of chapter five hundred and thirty of the Laws of nineteen hundred and three, which were repealed by chapter two hundred and six of the Laws of nineteen hundred and nine," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned Assembly bill (No. 1592, Senate reprint No. 1185, Int. No. 1185), entitled "An act making an appropriation to reimburse certain towns of Cattaraugus county for moneys expended in the repair and improvement of public highways and bridges on the Indian reservation in such county, in the year nineteen hundred and nine."

Also, Assembly bill (No. 1126, Senate reprint No. 1214, Int. No. 125), entitled "An act to amend the Real Property Law, in relation to the recording of instruments affecting real property."

Also, Assembly bill (No. 1740, Senate reprint No. 1218, Int. No. 1144), entitled "An act to amend the General Corporation Law, in relation to dispensing with publication of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations."

Ordered, That the Clerk deliver said bills to the Governor.

Also, Assembly bill No. 1378, Senate reprint No. 1182, Int. No. 1113), entitled "An act to authorize the city of New Rochelle to borrow money, by the issue of bonds, for the uses and purposes of the fire department of said city and authorizing the use of an unexpended balance of a previous bond issue."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

Also, Assembly bill (No. 1175, Senate reprint No. 1180, Int. No. 603), entitled "An act to amend chapter one hundred and twenty of the Laws of eighteen hundred and eighty-six, entitled 'An act to revise the charter of the city of Lockport,' generally."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

Also, Assembly bill (No. 990, Senate reprint No. 1184, Int. No. 849), entitled "An act authorizing the board of estimate and apportionment of the city of New York to hear and determine, and the comptroller of the city of New York to pay the claim of Donald Grant against the city of New York."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 805, Senate reprint No. 2269, Int. No. 718), entitled "An act to amend the charter of the city of Ithaca, in relation to the approval and confirmation of assessments, and to repeal subdivision thirty-three of section thirty-five thereof," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Ithaca.

Also, the bill (No. 881, Reprint No. 2182, Int. No. 529), entitled "An act to amend chapter six hundred and seventeen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference,' generally," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

Also, the bill (No. 1836, Reprint No. 2134, Int. No. 419), entitled "An act to amend chapter sixty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to villages, constituting chapter sixty-four of the Consolidated Laws,' relative to the time of holding elections," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

Also, the bill (No. 933, Reprint No. 2270, Int. No. 290), entitled "An act to amend the Town Law, in relation to the election of assessors and the term for which they are elected," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

Also, the bill (No. 874, Int. No. 768), entitled "An act to provide a retirement fund for teachers in State institutions," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1686, Int. No. 1308), entitled "An act to extend the corporate existence of the Acme Land Company and to validate its conveyance of real estate," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. Louis P. Fuhrmann, mayor of the city of Buffalo, returning Assembly bill (No. 1224, Int. No. 1022), entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of raising money to construct bridges and to construct, reconstruct, strengthen and repair viaducts and other structures built in pursuance of agreements between the grade crossing commissioners of said city and any railroad company or companies," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. William J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 538, Int. No. 506), entitled "An act to amend chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of

New York," in relation to coroners' physicians," with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Parker of Washington was excused for the day.

On motion of Mr. Merritt, the House adjourned.

WEDNESDAY, MAY 4, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. A. F. Allen gives notice that he requests that Assembly bill (No. 2124, Int. No. 1530), entitled "An act to enlarge the fish hatchery at Bemus Point on Chautauqua lake, Chautauqua county, for the propagation of fish, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2222, Int. No. 1570), entitled "An act to amend the Code of Criminal Procedure, in relation to probation," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 1895, Int. No. 1410), entitled "An act to amend the Code of Criminal Procedure, relating to the jurisdiction of the County Courts of the counties of Albany and Ulster," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Green gives notice that he requests that Assembly bill (No. 2319, Int. No. 1407), entitled "An act to amend the Greater

New York charter, in relation to revenue bonds and special revenue bonds," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Green gives notice that he requests that Assembly bill (No. 2310, Int. No. 1514), entitled "An act to amend the Tenement House Law, in relation to bulkheads and entrance halls in tenement houses," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Lowman gives notice that he requests that Assembly bill (No. 2321, Int. No. 1397), entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred six, entitled 'An act to revise the charter of the city of Elmira,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. MacGregor gives notice that he requests that Assembly bill (No. 2123, Int. No. 1529), entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and ten, entitled 'An act creating a commission for the government and control of a municipal hospital for the city of Buffalo for the care and treatment of persons affected with incipient tuberculosis, and defining the powers and prescribing the duties of said commission,' relating to the name of the hospital," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Patrie gives notice that he requests that Assembly bill (No. 2155, Int. No. 1365), entitled "An act to establish a public school teachers' retirement fund in Greene county," a copy of which is hereto annexed, be made a special order for the following reasons: This bill was reported favorably by committee on internal affairs and was reported for third reading. I have not

heard opposition from any one in my county; and the teachers earnestly desire its passage, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Stivers gives notice that he requests that Assembly bill (No. 30, Int. No. 30), entitled "An act to provide for the construction of a dike or dikes for the protection of property adjacent to the Delaware river in the city of Port Jervis, by the completion of the work begun under chapter seven hundred and sixteen of the Laws of nineteen hundred and four, the acquisition of lands necessary for such purpose, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Ward gives notice that he requests that Assembly bill (No. 2345, Int. No. 902), entitled "An act to amend the Election Law, in relation to the creation, division and alteration of election districts in cities containing a population of one million or over," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. F. L. Young gives notice that he requests that Assembly bill (No. 2346, Int. No. 1219), entitled "An act to amend, revise and consolidate the charter of the village of Ossining," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. F. L. Young gives notice that he requests that Assembly bill (No. 2150, Int. No. 1553), entitled "An act to amend the Town Law, in relation to the establishment of lighting districts in the towns of Westchester county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that Assembly bill

(No. 2193, Int. No. 1560), entitled "An act to amend subdivision four of section twenty-five of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' by providing that the court may impose costs upon the granting of a motion for the transfer of an action from one district to another," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Evans gives notice that he requests that his bill (No. 2272, Int. No. 1599), entitled "An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half per centum, and to legalize the bonds of said village sold and awarded in pursuance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Coffey gives notice that he requests that Assembly bill (No. 2291, Int. No. 1618), entitled "An act to validate and legalize the publication of municipal advertisements, ordinances, official notices and legal notices of the city of Mount Vernon between certain dates," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second reading.

Mr. Feeley gives notice that he requests that Assembly bill (No. 2355, Int. No. 1638), entitled "An act to amend the General Business Law, in relation to the size of barrel for quinces and pears, and repealing section two hundred and sixty-three of the Agricultural Law," a copy of which is hereto annexed, be

made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Feeley gives notice that he requests that Assembly bill (No. 2287, Int. No. 1614), entitled "An act to amend section fifteen of chapter fifty-one of the Laws of eighteen hundred and forty-seven, entitled 'An act in relation to the common schools in the city of Lockport,' as heretofore amended, relating to the amount of tax which may be raised," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Dana gives notice that he requests that Assembly bill (No. 2194, Int. No. 1561), entitled "An act to further amend chapter four hundred and twenty-five of the Laws of nineteen hundred and three, entitled 'An act to provide for further regulation of the terminals and approaches thereto of the New York and Harlem railroad at and north of Forty-second street in the city of New York and of the public highway structures over said terminals and approaches and of the motive power to be used on said railroad," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Gray gives notice that he requests that Assembly bill (No. 2197, Int. No. 1564), entitled "An act to legalize and confirm the taxes levied for the repair of highways upon the assessment-rolls of the several towns for the year nineteen hundred and nine," a copy which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Gray gives notice that he requests that Assembly bill (No. 2116, Int. No. 1522), entitled "An act to amend the Town Law, in relation to compensation of certain town officers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of

making the said bill a special order on second and third reading.

Mr. Green gives notice that he requests that Assembly bill (No. 2303, Int. No. 1624), entitled "An act to amend the Greater New York charter, in relation to water meters," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Keller gives notice that he requests that Assembly bill (No. 2352, Int. No. 1635), entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. MacGregor gives notice that he requests that Assembly bill (No. 983, Int. No. 842), entitled "An act to amend the General Business Law, in relation to trade marks," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Reed gives notice that he requests that Assembly bill (No. 2282, Int. No. 1609), entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Reed gives notice that he requests that Assembly bill (No. 2284, Int. No. 1611), entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, en-

titled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' in relation to the construction of a filtration plant," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Raldiris gives notice that he requests that Assembly bill (No. 2056, Int. No. 1494), entitled "An act to amend the Greater New York charter, in relation to the pavement of streets and the payment of the cost thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. A. E. Smith gives notice that he requests that Assembly bill (No. 2308, Int. No. 1629), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Shea gives notice that he requests that Assembly bill (No. 2280, Int. No. 1607), entitled "An act to legalize, ratify and confirm the proceedings of the town of North Elba in the adoption of the proposition to authorize the securing of site and erecting a town building in the west end of the town and to raise and appropriate the sum of eight thousand dollars for such purpose and to issue bonds therefor, and to legalize the bonds of such town sold and awarded in pursuance thereof to the amount of eight thousand dollars and to provide for the payment of the **same**," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Spielberg gives notice that he requests that Assembly bill

(No. 2358, Int. No. 1641), entitled "An act to amend the Penal Law, in relation to the unauthorized use of automobiles," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2234, Int. No. 1584), entitled "An act to amend the Highway Law, in relation to injuries to highways," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Shortt gives notice that he requests that Assembly bill (No. 1103, Int. No. 934), entitled "An act to amend the Executive Law, relative to commissioners of deeds," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Shortt gives notice that he requests that Assembly bill (No. 1120, Int. No. 943), entitled "An act to amend the Code of Civil Procedure, in relation to actions in behalf of the city of New York, for penalties, and in relation to the City Court of the city of New York," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitley gives notice that he requests that Assembly bill (No. 1046, Int. No. 885), entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' so as to extend the boundaries of said city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Walters gives notice that he requests that Assembly bill (No. 2288, Int. No. 1615), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relative to the department of assessment and taxation of the city of Syracuse,'" a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that Assembly bill (No. 845, Int. No. 746), entitled "An act to authorize the city of Buffalo to issue bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that Assembly bill (No. 2306, Int. No. 1627), entitled "An act to accept a deed or deeds from the United States of America, the city of Buffalo and other parties, to the people of the State of New York, of land in the city of Buffalo, in said State," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Cosad gives notice that he requests that Assembly bill (No. 1622, Int. No. 1269), entitled "An act to amend the Village Law, in relation to the powers of the board of cemetery commissioners to make assessments upon lots for the care thereof and to sell the unoccupied portions of such lots for payment of such unpaid assessments," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Donnelly gives notice that he requests that Assembly bill (No. 2265, Int. No. 1596), entitled "An act to amend the Tax

Law, in relation to the compensation of recording officers for services in the collection of the recording tax on mortgages," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Dana gives notice that he requests that Assembly bill (No. 181, Int. No. 180), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article three of the Constitution, relating to the number and terms of Senators and Assemblymen," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Dana gives notice that he requests that Assembly bill (No. 460, Int. No. 435), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article four of the Constitution, in relation to the term of Governor and Lieutenant-Governor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Dana gives notice that he requests that Assembly bill (No. 1694, Int. No. 179), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section six of article ten of the Constitution, relating to political year," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Green gives notice that he requests that Assembly bill (No. 1730, Int. No. 1062), entitled "An act to amend the Greater New York charter, relative to contracts for work or supplies," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 432, Int. No. 412), entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

By unanimous consent the following bills were introduced:

Mr. Boshart introduced a bill entitled "An act to amend the Agricultural Law" (Int. No. 1684), which was read the first time and referred to the committee on agriculture.

Mr. S. C. Clark introduced a bill entitled "An act to amend the Religious Corporations Law, generally" (Int. No. 1685), which was read the first time and referred to the committee on the judiciary.

Mr. Eveleth introduced a bill entitled "An act making an appropriation for dredging and otherwise improving the West Canada creek at Herkimer, in the county of Herkimer" (Int. No. 1686), which was read the first time and referred to the committee on ways and means.

Mr. Foley introduced a bill entitled "An act to incorporate the Xavier Alumni Sodality of the City of New York" (Int. No. 1687), which was read the first time and referred to the committee on the judiciary.

Mr. Goodspeed introduced a bill entitled "An act to amend the Greater New York charter, in relation to restricting the use of Ocean Boulevard in the borough of Brooklyn, in the city of New York" (Int. No. 1688), which was read the first time and referred to the committee on affairs of cities.

Mr. Greenwood introduced a bill entitled "An act to amend the Education Law, in relation to the date of annual meetings and the election and duties of trustees" (Int. No. 1689), which was read the first time and referred to the committee on public education.

Mr. Lansing introduced a bill entitled "An act to amend the charter of the city of Rensselaer, in relation to special tax election

for school purposes" (Int. No. 1690), which was read the first time and referred to the committee on affairs of cities.

Mr. Sweet introduced a bill entitled "An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School" (Int. No. 1691), which was read the first time and referred to the committee on ways and means.

Mr. Walters introduced a bill entitled "An act to amend the Public Officers Law, relative to official undertakings" (Int. No. 1692), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Criminal Procedure, in relation to justification of bail" (Int. No. 1693), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, relative to affidavit of surety on bond or undertaking" (Int. No. 1694), which was read the first time and referred to the committee on codes.

Mr. Vosburgh introduced a bill entitled "An act to authorize the board of supervisors of the county of Fulton to purchase the Fulton county fair grounds" (Int. No. 1695), which was read the first time and referred to the committee on internal affairs.

Mr. Merritt introduced a bill entitled "An act making an appropriation for highway improvement in expediting the building of a stone road from New York to Buffalo" (Int. No. 1696), which was read the first time and referred to the committee on ways and means.

Mr. Kopp introduced a bill entitled "An act to amend the Stock Corporation Law, in relation to reports of existence" (Int. No. 1697), which was read the first time and referred to the committee on the judiciary.

Mr. Hinman introduced a bill entitled "An act to authorize the city of Albany to acquire certain lands for a public park" (Int. No. 1698), which was read the first time and referred to the committee on affairs of cities.

Mr. Whitney introduced a bill entitled "An act to provide for county roads in certain counties adjoining cities of the first class"

(Int. No. 1699), which was read the first time and referred to the committee on internal affairs.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. A. F. Allen (No. 2124, Int. No. 1530), entitled "An act to enlarge the fish hatchery at Bemus Point on Chautauqua lake, Chautauqua county, for the propagation of fish and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Fowler (No. 2222, Int. No. 1571), entitled "An act to amend the Code of Criminal Procedure, in relation to probation."

Also, Assembly bill introduced by Mr. Fowler (No. 1895, Int. No. 1410), entitled "An act to amend the Code of Criminal Procedure, relating to the jurisdiction of the County Courts of the counties of Albany and Ulster."

Also, Assembly bill introduced by Mr. Green (No. 2319, Int. No. 1407), entitled "An act to amend the Greater New York charter, in relation to revenue bonds and special revenue bonds."

Also, Assembly bill introduced by Mr. Green (No. 2310, Int. No. 1514), entitled "An act to amend the Tenement House Law, in relation to bulkheads and entrance halls in tenement houses."

Also, Assembly bill introduced by Mr. Lowman (No. 2321, Int. No. 1397), entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' generally."

Also, Assembly bill introduced by Mr. MacGregor (No. 2123, Int. No. 1529), entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and ten, entitled 'An act creating a commission for the government and control of a municipal hospital for the city of Buffalo for the care and treatment of persons affected with incipient tuberculosis, and defining the powers and prescribing the duties of said commission,' relating to the name of the hospital."

Also, Assembly bill introduced by Mr. Patrie (No. 2155, Int. No. 1365), entitled "An act to establish a public school teachers' retirement fund in Greene county."

Also, Assembly bill introduced by Mr. Stivers (No. 30, Int. No. 30), entitled "An act to provide for the construction of a dike or

dikes for the protection of property adjacent to the Delaware river in the city of Port Jervis, by the completion of the work begun under chapter seven hundred and sixteen of the Laws of nineteen hundred and four, the acquisition of lands necessary for such purpose, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Ward (No. 2345, Int. No. 902), entitled "An act to amend the Election Law, in relation to the creation, division and alteration of election districts in cities containing a population of one million or over."

Also, Assembly bill introduced by Mr. F. L. Young (No. 2346, Int. No. 1219), entitled "An act to amend, revise and consolidate the charter of the village of Ossining."

Also, Assembly bill introduced by Mr. F. L. Young (No. 2150, Int. No. 1553), entitled "An act to amend the Town Law, in relation to the establishment of lighting districts in the towns of Westchester county."

Also, Assembly bill introduced by Mr. Conklin (No. 2193, Int. No. 1560), entitled "An act to amend subdivision four of section twenty-five of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' by providing that the court may impose costs upon the granting of a motion for the transfer of an action from one district to another."

Also, Assembly bill introduced by Mr. Evans (No. 2272, Int. No. 1599), entitled "An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half one per centum, and to legalize the bonds of said village sold and awarded in pursuance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same," reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report

was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Coffey (No. 2291, Int. No. 1618), entitled "An act to validate and legalize the publication of municipal advertisements, ordinances, official notices and legal notices of the city of Mount Vernon between certain dates."

Also, Assembly bill introduced by Mr. Feeley (No. 2355, Int. No. 1638), entitled "An act to amend the General Business Law, in relation to size of barrel for quinces and pears, and repealing section two hundred and sixty-three of the Agricultural Law."

Also, Assembly bill introduced by Mr. Feeley (No. 2287, Int. No. 1614), entitled "An act to amend section fifteen of chapter fifty-one of the Laws of eighteen hundred and forty-seven, entitled 'An act in relation to the common schools in the city of Lockport,' as heretofore amended, relating to the amount of tax which may be raised."

Also, Assembly bill introduced by Mr. Dana (No. 2194, Int. No. 1561), entitled "An act to further amend chapter four hundred and twenty-five of the Laws of nineteen hundred and three, entitled 'An act to provide for further regulation of the terminals and approaches thereto of the New York and Harlem railroad at and north of Forty-second street in the city of New York and of the public highway structures over said terminals and approaches and of the motive power to be used on said railroad.'"

Also, Assembly bill introduced by Mr. Gray (No. 2197, Int. No. 1564), entitled "An act to legalize and confirm the taxes levied for the repair of highways upon the assessment-rolls of the several towns for the year nineteen hundred and nine."

Also, Assembly bill introduced by Mr. Gray (No. 2116, Int. No. 1522), entitled "An act to amend the Town Law, in relation to compensation of certain town officers."

Also, Assembly bill introduced by Mr. Green (No. 2303, Int. No. 1624), entitled "An act to amend the Greater New York charter, in relation to water meters."

Also, Assembly bill introduced by Mr. Keller (No. 2352, Int. No. 1635), entitled "An act to legalize the tax election held in

the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof."

Also, Assembly bill introduced by Mr. MacGregor (No. 983, Int. No. 842), entitled "An act to amend the General Business Law, in relation to trade marks."

Also, Assembly bill introduced by Mr. Reed (No. 2282, Int. No. 1609), entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' generally."

Also, Assembly bill introduced by Mr. Reed (No. 2284, Int. No. 1611), entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' in relation to the construction of a filtration plant."

Also, Assembly bill introduced by Mr. Raldiris (No. 2056, Int. No. 1494), entitled "An act to amend the Greater New York charter, in relation to the pavement of streets and the payment of the cost thereof."

Also, Assembly bill introduced by Mr. Sweet (No. 2308, Int. No. 1629), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally."

Also, Assembly bill introduced by Mr. Shea (No. 2280, Int. No. 1607), entitled "An act to legalize, ratify and confirm the proceedings of the town of North Elba in the adoption of the proposition to authorize the securing of site and erecting a town building in the west end of the town and to raise and appropriate

the sum of eight thousand dollars for such purpose and to issue bonds therefor, and to legalize the bonds of such town sold and awarded in pursuance thereof to the amount of eight thousand dollars and to provide for the payment of the same."

Also, Assembly bill introduced by Mr. Spielberg (No. 2358, Int. No. 1641), entitled "An act to amend the Penal Law, in relation to the unauthorized use of automobiles."

Also, Assembly bill introduced by Mr. Whitney (No. 2234, Int. No. 1584), entitled "An act to amend the Highway Law, in relation to injuries to highways."

Also, Assembly bill introduced by Mr. Shortt (No. 1103, Int. No. 934), entitled "An act to amend the Executive Law, relative to commissioners of deeds."

Also, Assembly bill introduced by Mr. Shortt (No. 1120, Int. No. 943), entitled "An act to amend the Code of Civil Procedure, in relation to actions in behalf of the city of New York, for penalties and in relation to the City Court of the city of New York."

Also, Assembly bill introduced by Mr. Whitley (No. 1046, Int. No. 885), entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' so as to extend the boundaries of said city."

Also, Assembly bill introduced by Mr. Walters (No. 2288, Int. No. 1615), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relative to the department of assessment and taxation of the city of Syracuse.'"

Also, Assembly bill introduced by Mr. Weimert (No. 845, Int. No. 746), entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city."

Also, Assembly bill introduced by Mr. Weimert (No. 2306, Int. No. 1627), entitled "An act to accept a deed or deeds from the United States of America, the city of Buffalo and other par-

ties, to the people of the State of New York, of land in the city of Buffalo, in said State."

Also, Assembly bill introduced by Mr. Cosad (No. 1622, Int. No. 1269), entitled "An act to amend the Village Law, in relation to the powers of the board of cemetery commissioners to make assessments upon lots for the care thereof, and to sell the unoccupied portions of such lots for payment of such unpaid assessments."

Also, Assembly bill introduced by Mr. Donnelly (No. 2265, Int. No. 1596), entitled "An act to amend the Tax Law, in relation to the compensation of recording officers for services in the collection of the recording tax on mortgages," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Green (No. 1730, Int. No. 1062), entitled "An act to amend the Greater New York charter, relative to contracts for work or supplies," reported the same with the following amendments:

Page 4, strike out lines 21 to 26, inclusive, page 5, strike out lines 1 to 7, inclusive, and insert in italics in place thereof the following: "All warrants upon vouchers duly audited and approved, for payment of amounts due under contracts, shall, by number or other description, refer to the voucher, the fund and the contract upon which the payment is to be made; and all checks drawn by the chamberlain on warrants duly approved and executed pursuant to law, as payments on contracts, may be mailed to the contractor at the address furnished by him, or delivered to him or his authorized representative, and when so mailed or delivered, the endorsement by the contractor upon a check attached to such a warrant, which has been paid by the bank or trust company upon which the same has been drawn, shall be considered as a receipt for the amount of said check so paid on account of said contract."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Merritt (No. 432, Int. No. 412), entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts," reported in favor of the passage of the same with the following amendments:

Page 2, line 2, strike out "\$2,500" and insert "\$2,250".

Page 2, after line 5, insert "For construction and completion of a store house thirty-eight hundred dollars (\$3,800)."

Page 2, after line 14, insert "For the construction and completion of a shop building ten thousand dollars (\$10,000)."

and that the same be reprinted, as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported, which report was agreed to, and said bill ordered reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Dana (No. 181, Int. No. 180), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article three of the Constitution, relating to the number and terms of Senators and Assemblymen," reported the same with the following amendments:

On page 1, line 6, after "year" insert "[One thousand eight hundred and ninety-five]".

On page 1, lines 6 and 7, put "nineteen hundred and twelve" in italics.

Insert after "twelve" "**[shall hold their offices for three years]**".

On page 1, line 7, after "for" insert "**[two]**" and put "four" in italics.

On page 1, line 8, put last word of line and line 9 and "twelve and their successors" on line 12 in italics.

On page 1, line 10, after "successors" insert "**[who]**". After "for" insert "**[one]**" and put "two" in italics.

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Dana (No. 460, Int. No. 435), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article four of the Constitution, in relation to the term of Governor and Lieutenant-Governor," reported the same with the following amendments:

On page 1, line 6, take out "**[**".

Line 8, insert brackets around "eight"; after "eight" insert "nine".

Line 9, insert brackets around "**[** "ninety-six" **]**"; after "ninety-six" insert "twelve".

Line 10, take out bracket.

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Dana (No. 1694, Int. No. 179), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section six of article ten of the Constitution, relating to political year," reported the same with the following amendments:

On page 1, line 7, strike out "odd" and insert "even", and strike out "in each even num-", and lines 8 and 9 put in italics.

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said

bill ordered reprinted, as amended, and recommitted to said committee.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to amend the Penal Law, relative to the punishment of parents, guardians or other persons for contributing to the delinquency and offenses of children." (No. 2400, Int. No. 346.)

"An act to amend the Insanity Law, relative to private institutions for the insane." (No. 2403, Int. No. 1356.)

"An act to amend the Educational Law, in relation to the apportionment of school moneys." (No. 2401, Int. No. 252.)

"An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members." (No. 2425, Int. No. 1200.)

"An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally." (No. 2426, Int. No. 1136.)

"An act to amend the Insurance Law, in relation to co-operative fire insurance corporations." (No. 2402, Int. No. 750.)

"An act to amend the Town Law, in relation to hawking and peddling without a license." (No. 2285, Int. No. 1612.)

"An act to legalize certain highway improvement bonds of the county of Ontario and the acts and proceedings of the board of supervisors and officers of said county and board in relation thereto." (No. 2261, Int. No. 1592.)

"An act to provide for the construction of a dike or dikes for the protection of property adjacent to the Delaware river in the city of Port Jervis, by the completion of the work begun under chapter seven hundred and sixteen of the Laws of nineteen hundred and four, the acquisition of lands necessary for such purpose, and making an appropriation therefor." (No. 30, Int. No. 36.)

"An act to amend the Judiciary Law, in relation to the salaries of attendants and messengers of the surrogate's court of New York county." (No. 2399, Int. No. 1412.)

On motion of Mr. Parker, the committee on rules was instructed to report Assembly bill (No. 1882, Int. No. 1402), entitled "An act to amend the Labor Law, relating to the department of labor, and creating therein a new bureau," with the following amendments:

Page 9, line 19, after the word "institutions" insert the words "and, excepting also departments maintained by persons, firms, corporations or associations for the purpose of securing help for themselves where no fee is charged the applicant for employment".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Parker, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Hinman, the committee on rules was instructed to report Assembly bill (No. 2279, Int. No. 1606), entitled "An act to amend sections one, three and seven of chapter four hundred and fourteen of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for teachers, principals and supervisors of the public schools in the city of Albany, and to regulate the collection, management and disbursement thereof,' by increasing the amount thereof, and extending its benefits to include the superintendent of schools in said city," with the following amendments:

On page 3, line 8, strike out the brackets around the word "January" and also strike out the word "September".

On page 3, line 9, strike out the word "ten" and insert the word "eleven".

On page 4, line 1, strike out beginning with the words "and the expense", striking out all the balance of that line and all of lines 2 to 5, inclusive, and on line 6 the words "substitute for such teacher", and insert after the word "duty" in line 1 the following: "and also the actual extra expense to the city of a substitute for such teacher during such absence; and such [amount] deductions of one per centum of the salaries of teachers together with that part of the deductions from salaries of teachers for

absences from duty which may be left after the actual extra expense to the city, of substitutes for such teachers, has been subtracted from such deductions."

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Hinman, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Whitney, the committee on rules was instructed to report Assembly bill (No. 2309, Int. No. 1630), entitled "An act to amend the Highway Law, generally," with the following amendments:

Page 1, line 6, after "Highways," insert bracket. Line 8, after "chapter", insert bracket. Same line, strike out "five" and insert "four".

Page 2, line 5, strike out "heretofore", insert in place thereof "designated as such".

Page 2, line 6, strike out "other than this chapter designated as county roads".

Page 2, line 8, after "system" insert "has been or may be", strike out "was". Strike out all of lines 9, 10 and 11.

Page 2, line 18, place bracket before "§ 22," strike out "special county".

Page 2, line 21, strike out "special county".

Page 3, place bracket after "collected.", line 3.

Page 3, line 7, strike out "which shall be not less than fifteen hundred dollars per." Line 8, strike out "annum".

Page 3, line 22, strike out "four" and insert "three".

Page 4, line 14, strike out "four" and insert "a". Line 15, make "sections" read "section". Same line, strike out "one hundred and sev-". Line 16, strike out all of line and line 17 to and including "thereof".

Page 4, strike out all of lines 23, 24, 25 and 26.

Strike out all of page 5.

Strike out page 6 to and including line 22.

Page 7, strike out bracket before "under". Same line, place bracket before "other".

Page 7, line 4, strike out "four" and insert in place thereof "three".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Whitney, said bill was ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker announced the special order, being the bill (No. 2291, Int. No. 1618), entitled "An act to validate and legalize the publication of municipal advertisements, ordinances, official notices and legal notices of the city of Mount Vernon between certain dates."

On motion of Mr. Coffey, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinde
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2355, Int. No. 1638), entitled "An act to amend the General Business Law, in relation to size of barrel for quinces and pears, and repealing section two hundred and sixty-three of the Agricultural Law."

Said bill having been announced for a second reading, on motion of Mr. Feeley, and by unanimous consent, said bill was ordered placed on the special order second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the bill (No. 2287, Int. No. 1614), entitled "An act to amend section fifteen of chapter fifty-one of the Laws of eighteen hundred and forty-seven, entitled 'An act in relation to the common schools in the city of Lockport,' as heretofore amended, relating to the amount of tax which may be raised."

On motion of Mr. Feeley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Miller J L	Sweet
Allen A F	Doherty	Hearn	Miller W G	Thompson
Allen H E	Donovan	Herrick	Murray	Thorn
Argetsinger	Ebbets	Hinman	Neupert	Toombs
Barden	Evans	Hoey	Nolan	Trombly
Bates	Eveleth	Holden	Odell	Van Clinda
Baumes	Farrell	Howard	Oliver	Vosburgh
Beck	Fay	Jackson	O'Neill J J	Walters
Boylan	Feeley	Joseph	O'Neil M A	Ward
Brainerd	Filley	Keller	Parker	Waters
Brown C F	Foley	Lachman	Patrie	Weber
Brown G W	Fowler	Lansing	Perkins	Weiland
Burgoyne	Friend	Lee	Phillips C W	Weimert

Callan	Frisbie	Levy A J	Phillips J S	Weinstein
Caughlan	Garfein	Levy J	Pitkin	Wende
Chanler	Gerhardt	Lowman	Raldiris	White E H
Cheney	Gerken	Lupton	Reed	White L H
Clarke R H	Gillen	Macdonald	Roberts	Whitley
Clark S C	Goldberg	MacGregor	Rozan	Whitney
Coffey	Goodspeed	Manley	Sanner	Wilkie
Colné	Goodwin	Marlatt	Shea	Wilsnack
Connell	Graubard	McCue	Shepardson	Wood
Cosad	Gray	McElligott	Shortt	Wright
Crocker	Green	McGrath	Smith A E	Yale
Cross	Greenwood	McKeon	Smith M	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2194, Int. No. 1516) entitled "An act to further amend chapter four hundred and twenty-five of the Laws of nineteen hundred and three, entitled 'An act to provide for further regulation of the terminals and approaches thereto of the New York and Harlem railroad at and north of Forty-second street in the city of New York and of the public highway structures over said terminals and approaches and of the motive power to be used on said railroad.'"

On motion of Mr. Dana, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 2

Those who voted in the affirmative were:

Abbey	De Long	Haines	Miller J L	Sweet
Allen A F	Doherty	Harwood	Miller W G	Thompson
Allen H E	Donnelly	Hearn	Murray	Thorn
A getsinger	Donovan	Herrick	Neupert	Toombs
Barden	Ebbets	Hinman	Nolan	Trombly
Bates	Evans	Hoey	Odell	Van Olinda
Baumes	Eveleth	Holden	Oliver	Vosburgh
Beck	Farrell	Howard	O'Neill J J	Walters

Boylan	Fay	Jackson	O'Neil M A	Ward
Brainerd	Feeley	Joseph	Parker	Waters
Brown C F	Filley	Keller	Patrie	Weber
Brown G W	Foley	Lachman	Perkins	Weiland
Burgoyne	Fowler	Lansing	Phillips C W	Weimert
Callan	Friend	Lee	Phillips J S	Weinstein
Caughlan	Frisbie	Levy A J	Pitkin	Wende
Chanler	Garfein	Levy J	Raldiris	White E H
Cheney	Gerhardt	Lowman	Reed	White L H
Clarke R H	Gerken	Lupton	Roberts	Whitley
Clark S C	Gillen	Macdonald	Rozan	Whitney
Coffey	Goldberg	MacGregor	Sanner	Wilkie
Colné	Goodspeed	Manley	Shea	Wilsnack
Connell	Goodwin	Marlatt	Shepardson	Wood
Cosad	Graubard	McElligott	Shortt	Wright
Crocker	Gray	McInerney	Smith A E	Young E
Cross	Green	McKeon	Smith M	Young F L
Dana	Greenwood	Merritt	Stivers	Zorn
Delano	Hackett	Metzendorf	Sullivan	

Those who voted in the negative were:

McCue McGrath

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2197, Int. No. 1564) entitled "An act to legalize and confirm the taxes levied for the repairs of highways upon the assessment rolls of the several towns for nineteen hundred and nine."

On motion of Mr. Gray, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abley	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly

Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Wieland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2116, Int. No. 1522) entitled "An act to amend the Town Law, in relation to compensation of certain town officers."

On motion of Mr. Gray, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Harwood	Metzendorf	Sullivan
Allen A F	Donnelly	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters

Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2303, Int. No. 1624) entitled "An act to amend the Greater New York charter, in relation to water meters."

On motion of Mr. Green, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber

Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2352, Int. No. 1635) entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof."

On motion of Mr. Keller, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baums	Farrell	Howard	Odell	Van Olinda

Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiri.	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 983, Int. No. 842) entitled "An act to amend the General Business Law, in relation to trade marks."

Said bill having been announced for a second reading, on motion of Mr. MacGregor, and by unanimous consent, said bill was ordered placed on the special order of second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the bill (No. 2282, Int. No. 1609) entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' generally."

On motion of Mr. Reed, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neil J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2284, Int. No. 1611) entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' in relation to the construction of a filtration plant."

On motion of Mr. Reed, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoe	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olind.
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frishie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2056, Int. No. 1494) entitled "An act to amend the Greater New York charter, in relation to the pavement of streets and the payment of the cost thereof."

On motion of Mr. Raldiris, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fey	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2308, Int. No. 1629) entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally."

On motion of Mr. Sweet, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2280, Int. No. 1607) entitled "An act to legalize, ratify and confirm the proceedings of the town of North Elba, in the adoption of the proposition to authorize the securing of site and erecting a town building in the west end of the town and to raise and appropriate the sum of eight thousand dollars for such purpose and to issue bonds therefor, and to legalize the bonds of such town sold and awarded in pursuance thereof to the amount of eight thousand dollars and to provide for the payment of the same."

On motion of Mr. Shea, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Packer	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2358, Int. No. 1641) entitled "An act to amend the Penal Law, in relation to the unauthorized use of automobiles."

Said bill having been announced for a second reading, on motion of Mr. Goldberg, and by unanimous consent, said bill was ordered placed on the special order of second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2234, Int. No. 1584) entitled "An act to amend the Highway Law, in relation to injuries to highways."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argersinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lensing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Menley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill No. 1103, Int. No. 934) entitled "An act to amend the Executive Law, relative to commissioners of deeds."

On motion of Mr. Shortt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1120, Int. No. 943) entitled "An act to amend the Code of Civil Procedure, in relation to actions in behalf of the city of New York, for penalties, and in relation to the City Court of the city of New York."

On motion of Mr. Shortt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Fillely	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Pitkin	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Rakdiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McNerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered. That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1046, Int. No. 885) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' so as to extend the boundaries of said city."

On motion of Mr. Whitley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Harwood	Metzendorf	Sullivan
Allen A F	Donnelly	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lechman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2288, Int. No. 1615) entitled "An act to amend chapter seventy five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relative to the department of assessment and taxation of the city of Syracuse.'"

On motion of Mr. Walters, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoev	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler J	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 845, Int. No. 746) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city."

On motion of Mr. Weimert, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2306, Int. No. 1627) entitled "An act to accept a deed or deeds from the United States of America, the city of Buffalo, and other parties, to the people of the State of New York, of land in the city of Buffalo, in said State."

On motion of Mr. Weimert, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrall	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caug'lan	Garfein	Levy J	Phillips J S	Weinstein
Chauler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Conklin	Graubard	McCue	Shea	Wilsnack
Connell	Gray	McElligott	Shepardson	Wood
Cosad	Green	McGrath	Shortt	Wright
Crocker	Greenwood	McInerney	Smith A E	Young E
Cross	Hackett	McKen	Smith M	Young F L
Dana	Haines	Merritt	Stivers	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1622, Int. No. 1269) entitled "An act to amend the Village Law, in relation to the powers of the board of cemetery commissioners to make assessments upon lots for the care thereof, and to sell the unoccupied portions of such lots for payment of such unpaid assessments."

Said bill having been announced, Mr. Waters moved to amend as follows:

On page 2, line 9, strike out period after the word "made", insert semi-colon and add the following in italics: "but in no event shall such sale be made if the original owner has made two or more burials in said lot."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the special order of second and third reading.

Mr. Speaker announced the special order, being the bill (No. 2265, Int. No. 1596) entitled "An act to amend the Tax Law, in relation to the compensation of recording officers for services in the collection of the recording tax on mortgages."

Said bill having been announced for a second reading.

On motion of Mr. Donnelly, and by unanimous consent, said bill was ordered placed on the special order second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the bill (No. 2124, Int. No. 1530) entitled "An act to enlarge the fish hatchery at Bemus Point on Chautauqua lake, Chautauqua county, for the propagation of fish, and making an appropriation therefor."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward

Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Pitkin	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Merlett	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2222, Int. No. 1571) entitled "An act to amend the Code of Criminal Procedure, in relation to probation."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoev	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Fillee	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney]	Gerken	Lupton	Raldiris	White E H

Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Crcss	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1895, Int. No. 1410) entitled "An act to amend the Code of Criminal Procedure, relating to the jurisdiction of the County Courts of the counties of Albany and Ulster."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Harwood	Metzendorf	Sullivan
Allen A F	Donnelly	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Chéney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack

Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2319, Int. No. 1407) entitled "An act to amend the Greater New York charter, in relation to revenue bonds and special revenue bonds."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2310, Int. No. 1514) entitled "An act to amend the Tenement House Law, in relation to bulkheads and entrance halls in tenement houses."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No.

2321, Int. No. 1397) entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' generally."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Fillee	Keller	O'Neill M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Cnnell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill No. 2123, Int. No. 1529) entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and ten, entitled 'An act

creating a commission for the government and control of a municipal hospital for the city of Buffalo for the care and treatment of persons affected with incipient tuberculosis, and defining the powers and prescribing the duties of said commission,' relating to the name of the hospital."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2155, Int. No. 1365) entitled "An act to establish a public school teachers' retirement fund in Greene county."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 30, Int. No. 30) entitled "An act to provide for the construction of a dike or dikes for the protection of property adjacent to the Delaware river in the city of Port Jervis, by the completion of the work begun under chapter seven hundred and sixteen of the Laws of nineteen hundred and four, the acquisition of lands

necessary for such purpose, and making an appropriation therefor."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

A bbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
A getsinger	Evans	Hoey	Nolan	Toombs
B"rden	Eveleth	Holden	Odell	Trombly
B ^a tes	Farrell	Howard	Oliver	Van Olinda
B ^a umes	Fay	Jackson	O'Neill J J	Vicinus
B ck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy A J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2345, Int. No. 902) entitled "An act to amend the Election Law, in relation to the creation, division and alteration of election districts in cities containing a population of one million or over."

Said bill having been announced for a third reading, on motion

of Mr. Ward, and by unanimous consent, said bill was ordered placed on the special order third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2346, Int. No. 1219), entitled "An act to amend, revise and consolidate the charter of the village of Ossining."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Fillev	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendor	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No.

2150, Int. No. 1553) entitled "An act to amend the Town Law, in relation to the establishment of lighting districts in the towns of Westchester county."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	Melnerney	Smith M	Wright
Cross	Greenwood	McKeon	Spilberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2193, Int. No. 1560) entitled "An act to amend subdivision four of section twenty-five of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and

marshals, by providing that the court may impose costs upon the granting of a motion for the transfer of an action from one district to another."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 1

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Miller J L	Sweet
Allen A F	Doherty	Herrick	Miller W G	Thompson
Allen H E	Donovan	Hinman	Murray	Thorn
Argetsinger	Ebbets	Hoey	Neupert	Toombs
Barden	Evans	Holden	Nolan	Trombly
Bates	Eveleth	Howard	Odell	Van Olinda
Baumes	Farrell	Jackson	Oliver	Vosburgh
Beck	Fay	Joseph	O'Neill J J	Walters
Boylan	Feeley	Keller	O'Neil M A	Ward
Brainerd	Filley	Lachman	Parker	Waters
Brown C F	Foley	Lansing	Patrie	Weber
Brown G W	Fowler	Lee	Perkins	Weiland
Burgoyne	Friend	Levy A J	Phillips C W	Weimert
Callan	Frisbie	Levy J	Phillips J S	Weinstein
Caughlan	Garfein	Lowman	Pitkin	Wende
Chanler	Gerhardt	Lupton	Raldiris	White E H
Cheney	Gerken	Macdonald	Reed	White L H
Clarke R H	Gillen	MacGregor	Roberts	Whitley
Clark S C	Goldberg	Manley	Rozan	Whitney
Coffey	Goodwin	Marlatt	Sanner	Wilkie
Colné	Graubard	McCue	Shea	Wilsnack
Connell	Gray	McElligott	Shepardson	Wood
Cosad	Green	McGrath	Shortt	Wright
Crocker	Greenwood	McInerney	Smith A E	Young E
Cross	Hackett	McKeon	Smith M	Young F L
Dana	Haines	Merritt	Stivers	Zorn
Delano	Harwood	Metzendorf	Sullivan	

In the negative:

Goodspeed

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2272, Int. No. 1599) entitled "An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of

a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half per centum, and to legalize the bonds of said village sold and awarded in pursuance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Fillee	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. C. W. Phillips moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Doherty	Higgins	Miller J L	Stivers
Allen A F	Donnelly	Hinman	Miller W G	Sweet
Allen H E	Donovan	Hoey	Murray	Thompson
Bates	Ebbets	Holden	Neupert	Thorn
Baumes	Evans	Howard	Nolan	Toombs
Beck	Eveleth	Jackson	O'Connor	Trombly
Bennett	Fay	Joseph	Odell	Van Olinda
Boshart	Feeley	Keller	Oliver	Vosburgh
Boylan	Filley	Lachman	O'Neill C W	Walker
Brainerd	Foley	Lensing	O'Neil M A	Ward
Brennan	Fowler	Lee	Parker	Waters
Brown G W	Friend	Levy A J	Perkins	Weber
Burgoyne	Frisbie	Levy J	Phillips C W	Weiland
Calan	Garfein	Lowman	Phillips J S	Weimert
Chanler	Glore	Lupton	Pitkin	Weinstein
Cheney	Goldberg	Macdonald	Raldiris	Wende
Clarke R H	Goodspeed	MacGregor	Reed	White E H
Clark S C	Goodwin	Manley	Roberts	White L H
Coffey	Graubard	Marlatt	Rozan	Whitley
Colné	Green	McCue	Sanner	Whitney
Conklin	Greenwood	McElligott	Shea	Wilsnack
Connell	Hackett	McGrath	Shepardson	Wood
Cosad	Haines	McInerney	Shortt	Wright
Dana	Harwood	McKeon	Smith A E	Young F L
Deiano	Hearn	Merritt	Smith M	Zorn
De Long	Herrick	Metzendorf	Stevenson	

Mr. J. S. Phillips moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2318, Int. No. 1129) entitled "An act to amend the Labor Law, in relation to employer's liability."

On motion of Mr. C. W. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 5

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Marlatt	Shepardson
Allen A F	Delano	Haines	McCue	Shortt
Allen H E	De Long	Harwood	McElligott	Smith A F
Bates	Doherty	Hearn	McGrath	Smith M
Baumes	Donnelly	Herrick	McInerney	Stevenson
Beck	Donovan	Higgins	McKeon	Stivers
Bennett	Ebbets	Hinman	Metzendorf	Thompson
Boylan	Evans	Hoey	Miller J L	Thorn
Brainerd	Eveleth	Holden	Murray	Toombs
Brennan	Farrell	Howard	Neupert	Vosburgh
Brown G W	Fay	Jackson	Nolan	Walker
Burgoyne	Feeley	Joseph	O'Connor	Ward
Callan	Filley	Keller	Odell	Waters
Chanler	Foley	Lachman	O'Neill J J	Weber
Cheney	Fowler	Lansing	O'Neil M A	Weinstein
Clarke R H	Frisbie	Lee	Parker	Wende
Clark S C	Garfein	Levy A J	Perkins	White E H
Coffey	Glore	Levy J	Phillips C W	White L H
Colné	Goldberg	Lowman	Pitkin	Whitney
Conklin	Goodspeed	Lupton	Raldiris	Wilkie
Connell	Goodwin	Macdonald	Rozan	Wilsnack
Cosad	Graubard	MacGregor	Sanner	Young F L
Crocker	Green	Manley	Shea	Zorn
Cross	Greenwood			

Those who voted in the negative were:

Phillips J S	Reed	Roberts	Walters	Weimert
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2202, Int. No. 908) entitled "An act providing for the construction of a bridge over the Mohawk river at Vischer's Ferry, and the approaches thereto, in the town of Clifton Park in the county of Saratoga and making an appropriation therefor," was read the second time.

On motion of Mr. Whitney, said bill was placed on the order of third reading.

On motion of Mr. Whitney, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Hollen	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lapton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Bennett in the chair.

The bill (No. 1329, Int. No. 1087) entitled "An act to amend the Code of Criminal Procedure, in relation to the Court of Special Sessions in the city of New York, the jurisdiction thereof and the practice therein," having been announced,

Debate was had thereon.

On motion of Mr. J. S. Phillips, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

The bill (No. 2365, Int. No. 210) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to payment of money received by marshals, as amended by chapter two hundred and twenty-eight of the Laws of nineteen hundred and five," was read the second time.

On motion of Mr. J. Levy, said bill was placed on the order of third reading.

On motion of Mr. J. Levy, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murav	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Werde
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cros	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The Senate bill (No. 995, Assembly reprint No. 2388, Rec. No. 163), entitled "An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents," having been announced, Mr. Foley moved to amend as follows:

On page 2, line 17, after the word "purpose" insert the following: "in cities of the first class".

On page 3, line 4, strike out word "five" and insert the word "ten".

Page 3, line 8, strike out word "five" and insert the word "ten".

Page 3, line 10, strike out the word "five" and insert the word "ten".

Page 3, line 26, strike out the word "five" and insert the word "ten".

Page 9, line 21, strike out the word "five" and insert the word "ten".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1325, Int. No. 1083) entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal," having been announced, Mr. Dana moved to amend as follows:

Page 2, line 5, strike out "from the members of the bar" and line 6, and on line 7, "the bar of the State for at least ten years."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. Dana, was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 2210, Int. No. 1131) entitled "An act to amend the Labor Law, in relation to workmen's compensation in certain dangerous employments," was read the second time.

On motion of Mr. C. W. Phillips, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Speaker in the chair.

The bill (No. 2230, Int. No. 1580) entitled "An act to amend the Penal Law, in relation to crimes against the elective franchise," having been announced, Mr. A. E. Smith moved to amend as follows:

On page 5, after line 13, add new sub-division to be known as sub-division 26 to read as follows: "Being a duly appointed watcher or challenger wilfully and knowingly obstructs, hinders, or delays any qualified voter from either being enrolled or casting his ballot."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Ward, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 298, Rec. No. 18) entitled "An act authorizing and directing the board of supervisors of Erie county to pay to various towns of Erie county and the city of Tonawanda certain items or sums of money illegally charged against the taxable property, inhabitants and corporations of said towns in the various annual taxrolls and warrants for said towns, and authorizing the county of Erie to issue its bonds with which to make such payments, and legalizing the previous acts of the several town boards in said county in relation to collecting such sums," having been announced for a second reading,

On motion of Mr. Weimert, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2146, Int. No. 1549) entitled "An act to amend the Agricultural Law, in relation to the selling of poultry, orchard, garden, dairy and other farm products by commission merchants," was read the second time.

On motion of Mr. Lupton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2369, Int. No. 1516) entitled "An act to amend

the Liquor Tax Law, in relation to the issuance of liquor tax certificates, and illegal sales and selling," having been announced, Mr. McCue moved to amend as follows:

On page 3, line 10, after the word "holder" strike out all words up to and including the word "premises" on line 1.

On page 4, line 11, strike out brackets around word "five" and strike out new matter.

On page 4, line 13, strike out brackets around word "five", and on page 4, line 14, strike out word "six".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the second time.

On motion of Mr. Conklin, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2379, Int. No. 1506) entitled "An act to establish a commission to inquire into the present distribution of population throughout the State of New York, into any causes for imperfect or incomplete distribution and any methods to secure better and fuller distribution," having been announced for a second reading,

On motion of Mr. W. G. Miller, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2378, Int. No. 791) entitled "An act to amend the Election Law, in relation to the expenditure of money in connection with primary elections," having been announced for a second reading,

On motion of Mr. J. S. Phillips, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

The bill (No. 2394, Int. No. 1391) entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies," was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2391, Int. No. 1517) entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of

Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties," having been announced for a second reading,

On motion of Mr. Conklin, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

The bill (No. 2393, Int. No. 1518) entitled "An act to amend the Liquor Tax Law, in relation to definitions, excise taxes upon the business of trafficking in liquors, enumeration, local option, statements to be made upon application for liquor tax certificates, search for seizure and forfeiture of liquors kept for unlawful traffic, and penalties," having been announced for a second reading,

On motion of Mr. Conklin, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

The bill (No. 2381, Int. No. 1084) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to jurisdiction, practice and procedure," having been announced, Mr. Joseph moved to amend as follows:

Page 3, strike out lines 15 to 26, both inclusive.

Page 4, strike out lines 1 to 7, both inclusive.

Page 8, line 9, strike out after word "court" "May, in its discretion," and insert in place thereof word "shall".

On page 8, line 10, strike out "by the plain-".

On page 8, line 11, strike out "tiff or the" and insert in place thereof "between the same parties or an".

On page 8, line 12, after word "paid" insert "where the defendant shall file with the court on the return day of the summons an affidavit setting forth the facts, where the plaintiff is an assignee then such affidavit may be filed with the court at any time before trial."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 2382, Int. No. 1304) entitled "An act to amend the State Boards and Commissions Law, in relation to apportioning, collecting and paying the cost of improvements in water courses, in certain cases, and in relation to the conservation, development and regulation of the water resources of the State for the public use and benefit," was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 1140, Assembly reprint No. 2418, Rec. No. 186), entitled "An act to amend the General City Law, in relation to the operation for crematories for disposal of garbage," having been announced for a second reading,

On motion of Mr. Merritt, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. F. L. Young moved to reconsider the vote by which Assembly Bill No. 2420 (Int. No. 1577) was made a special order on second and third reading for Thursday next.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced, Mr. F. L. Young moved to amend as follows:

Strike out all of line 26, page 4, and substitute in italics in place thereof the words "the board of supervisors to provide for the assessment, levy and".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. F. L. Young, said bill was made a special order on second and third reading for Tuesday next immediately after the reading of the journal.

The bill (No. 2251, Int. No. 1274) entitled "An act to amend the Domestic Relations Law, in relation to qualifications for matrimony as to age of parties and consent of parents," having been announced for a third reading,

On motion of Mr. Garfein, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2173, Int. No. 681) entitled "An act to amend section seven hundred and fifteen of the Code of Civil Procedure, relative to the security to be furnished by and the accounts of receivers," having been announced for a third reading,

On motion of Mr. Wilkie, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Chanler moved to reconsider the vote by which said bill was recommitted, and that that motion lie upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 2175, Int. No. 686) entitled "An act to amend section twenty-seven hundred and twenty-eight of the Code of Civil Procedure, relative to the judicial settlements of accounts of executors and administrators," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2169, Int. No. 685) entitled "An act to amend section nineteen hundred and forty-seven of the Code of Civil Procedure, relative to the continuance of partnership business during action for accounting, et cetera, and to the ascertainment of the value of the partnership property and of the interest of respective partners and as to accountings between partners," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2172, Int. No. 683) entitled "An act to amend section ten hundred and fifteen of the Code of Civil Procedure, relative to compulsory references upon questions incidentally arising and references to take accounts," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2171, Int. No. 682) entitled "An act to amend section twenty-seven hundred and twenty-five of the Code of Civil Procedure, relative to intermediate accountings of executors and administrators," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2170, Int. No. 680) entitled "An act to amend section twenty-eight hundred and forty-four of the Code of Civil Procedure, relative to the annual examination of guardian's accounts," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2328, Int. No. 119) entitled "An act to amend the Agricultural Law, in relation to inspection and sale of seeds," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 101

NOES 12

Those who voted in the affirmative were:

Abbey	Dana	Haines	McInerney	Smith M
Allen A F	Delano	Harwood	McKeon	Stevenson
Allen H E	Doherty	Hearn	Merritt	Stivers
Barden	Donnelly	Herrick	Metzendorf	Thompson
Bates	Donovan	Higgins	Miller W G	Thorn
Baumes	Ebbets	Hinman	Neupert	Toombs
Bosbart	Evans	Howard	Nolan	Van Olinda
Boylan	Farrell	Jackson	O'Connor	Walker
Brennan	Fay	Joseph	Odell	Ward
Brown G W	Feeley	Keller	Oliver	Waters
Burgoyne	Filley	Lachman	O'Neill J J	Weber
Callan	Fowler	Lansing	O'Neil M A	Weimert
Cheney	Friend	Lee	Parker	Weinstein
Clarke R H	Garfein	Levy A J	Perkins	White E H
Clark S C	Goldberg	Lowman	Phillips C W	White L H
Coffey	Goodspeed	Macdonald	Pitkin	Whitney

Colné	Goodwin	MacGregor	Reed	Wilkie
Conklin	Graubard	Manley	Sanner	Wilsnack
Connell	Greenwood	McCue	Shea	Yale
Crocker	Hackett	McElligott	Shepardson	Young F L
Cross				

Those who voted in the negative were:

Bennett	Frisbie	Raldiris	Rozan	Sweet
Brainerd	Holden	Roberts	Shortt	Wende
Cosad	McGrath			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2325, Int. No. 703) entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same, and request the concurrence of the Senate therein.

The bill (No. 2324, Int. No. 164) entitled "An act to amend the Education Law, in relation to payment of unpaid school taxes from county treasury," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same, and request the concurrence of the Senate therein.

The bill (No. 2327, Int. No. 859) entitled "An act to amend the Penal Law, in relation to selling, offering for sale horses or other animals, which by reason of disease are unfitted for work," having been announced for a third reading,

On motion of Mr. Ward, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 2323, Int. No. 229) entitled "An act to amend the Code of Civil Procedure, relating to matrimonial actions," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Fillee	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2326, Int. No. 1340) entitled "An act to amend the General Municipal Law, in relation to the establishment and maintenance of public general hospitals for the care of the sick," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller W G	Sweet
Allen A F	Donovan	Herrick	Murray	Thompson
Allen H E	Ebbets	Hinman	Neupert	Thorn
Argetsinger	Evans	Hoey	Nolan	Toombs
Barden	Eveleth	Holden	Odell	Trombly
Bates	Farrell	Howard	Oliver	Van Olinda
Baumes	Fay	Jackson	O'Neill J J	Vicinus
Beck	Feeley	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walters
Brainerd	Foley	Lachman	Patrie	Ward
Brown C F	Fowler	Lansing	Perkins	Waters
Brown G W	Friend	Lee	Phillips C W	Weber
Burgoyne	Frisbie	Levy A J	Phillips J S	Weiland
Callan	Garfein	Levy J	Pitkin	Weimert
Caughlan	Gerhardt	Lowman	Raldiris	Weinstein
Chanler	Gerken	Lupton	Reed	Wende
Cheney	Gillen	Macdonald	Roberts	White E H
Clarke R H	Glore	MacGregor	Rozan	White L H
Clark S C	Goldberg	Manley	Sanner	Whitley
Coffey	Goodspeed	Marlatt	Shea	Whitney
Colné	Goodwin	McCue	Shepardson	Wilkie
Connell	Graubard	McElligott	Shortt	Wilsnack
Cosad	Gray	McGrath	Smith A E	Wood
Crocker	Green	McInerney	Smith M	Wright
Cross	Greenwood	McKeon	Spielberg	Young E
Dana	Hackett	Merritt	Stivers	Young F L
Delano	Haines	Metzendorf	Sullivan	Zorn
De Long	Harwood	Miller J L		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 755, Rec. No. 173) entitled "An act to amend the State Boards and Commissions Law, in relation to the powers and duties of the State Water Supply Commission," was read the third time, having been printed and upon the desks of

the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 7

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller J L	Sweet
Allen A F	Donovan	Herrick	Miller W G	Thompson
Allen H E	Ebbets	Hinman	Murray	Thorn
Argetsinger	Evans	Hoey	Neupert	Toombs
Barden	Eveleth	Holden	Nolan	Trombly
Bates	Farrell	Howard	Odell	Van Olinda
Baumes	Fay	Jackson	Oliver	Vosburgh
Beck	Feeley	Keller	O'Neill J J	Walters
Boylan	Filley	Lachman	O'Neil M A	Ward
Brainerd	Fowler	Lansing	Parker	Waters
Brown C F	Friend	Lee	Patrie	Weber
Brown G W	Frisbie	Levy A J	Perkins	Weiland
Burgoyne	Garfein	Levy J	Phillips C W	Weimert
Callan	Gerhardt	Lowman	Phillips J S	Weinstein
Caughlan	Gerken	Lupton	Pitkin	Wende
Cheney	Gillen	Macdonald	Raldiris	White E H
Clark S C	Goldberg	MacGregor	Reed	White L H
Coffey	Goodspeed	Manley	Roberts	Whitley
Colné	Goodwin	Marlatt	Rozan	Whitney
Connell	Graubard	McCue	Sanner	Wilkie
Cosad	Gray	McElligott	Shea	Wood
Crocker	Green	McGrath	Shepardson	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long	Harwood	Metzendorf	Sullivan	

Those who voted in the negative were:

Brennan	Clarke R H	Joseph	Shortt	Wilsnack
Chanler	Foley			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 746, Rec. No. 115) entitled "An act to amend the Election Law, generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merriitt	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 1041, Rec. No. 154) entitled "An act to amend the Village Law, relative to a second election upon a proposition to raise money," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 19

NOES 65

Those who voted in the affirmative were:

Brown G W	Connell	Lachman	Rozan	Weimert
Cheney	Crocker	MacGregor	Shea	Wende
Coffey	Feeley	McInerney	Sullivan	Wilkie
Colné	Higgins	Phillips C W	Walters	

Those who voted in the negative were:

Abbey	Donovan	Harwood	Metzendorf	Smith M
Bates	Ebbets	Hearn	Miller J L	Stevenson
Baumes	Evans	Herrick	Miller W G	Stivers
Bennett	Farrell	Holden	Odell	Sweet
Boshart	Fay	Howard	O'Neil M A	Thompson
Brainerd	Foley	Joseph	Perkins	Van Olinda.
Brennan	Fowler	Lansing	Phillips J S	Ward
Chanler	Frisbie	Levy J	Raldiris	Weiland
Clarke R H	Garfein	Lowman	Reed	White E H
Clark S C	Goodspeed	McCue	Roberts	White L H
Cosad	Greenwood	McElligott	Sanner	Whitney
Doherty	Hackett	McGrath	Shepardson	Wilsnack
Donnelly	Haines	Merritt	Shortt	Young F L

Mr. Weimert moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Lupton moved to take from the table his motion to reconsider the vote by which Assembly bill No. 1435 (Int. No. 1152), entitled "An act to amend the County Law, in relation to publication of the annual statement of the clerk of the board of supervisors," was lost April 21st.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill having been announced, Mr. Lupton moved to reconsider the vote by which said bill was lost.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Ree l	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley
Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Mr. Frisbie moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On line 7, strike out the words "a newspaper or" and insert after "designate" the words "two or more papers representing the two political parties, which at the last election for Governor, cast the highest and the next highest number of votes."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Miller J L	Sweet
Allen A F	Doherty	Herrick	Miller W G	Thompson
Allen H E	Donovan	Hinman	Murray	Thorn
Argetsinger	Ebbets	Hoey	Neupert	Toombs
Barden	Evans	Holden	Nolan	Trombly
Bates	Farrell	Howard	Odell	Van Olinda
Baumes	Fay	Jackson	Oliver	Vosburgh
Beck	Feeley	Joseph	O'Neill J J	Walker
Boylan	Filley	Keller	O'Neil M A	Walters
Brainerd	Foley	Lachman	Parker	Ward
Brown C F	Fowler	Lansing	Patrie	Waters
Brown G W	Friend	Lee	Perkins	Weber
Burgoyne	Frisbie	Levy A J	Phillips C W	Weiland
Callan	Garfein	Levy J	Phillips J S	Weimert
Caughlan	Gerhardt	Lowman	Pitkin	Weinstein
Chanler	Gerken	Lupton	Raldiris	Wende
Cheney	Gillen	Macdonald	Reed	White E H
Clarke R H	Goldberg	MacGregor	Roberts	White L H
Clark S C	Goodspeed	Manley	Rozan	Whitley
Coffey	Goodwin	Marlatt	Sanner	Whitney
Colné	Graubard	McCue	Shea	Wilkie
Connell	Gray	McElligott	Shepardson	Wilsnack
Cosad	Green	McGrath	Shortt	Wood
Crocker	Greenwood	McInerney	Smith A E	Wright
Cross	Hackett	McKeon	Smith M	Young E
Dana	Haines	Merritt	Stivers	Young F L
Delano	Harwood	Metzendorf	Sullivan	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 2, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 324, Senate reprint No. 984, Int. No. 308), entitled "An act to cede to the town of Smithtown, Suffolk county, all the right, title and interest of the State in lands adjacent to such town between high and low water marks."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Thompson moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brown C F	Filley	Keller	O'Neil M A	Ward
Brown G W	Foley	Lachman	Parker	Waters
Burgoyne	Fowler	Lansing	Patrie	Weber
Callan	Friend	Lee	Perkins	Weiland
Caughlan	Frisbie	Levy A J	Phillips C W	Weimert
Chanler	Garfein	Levy J	Phillips J S	Weinstein
Cheney	Gerhardt	Lowman	Pitkin	Wende
Clarke R H	Gerken	Lupton	Raldiris	White E H
Clark S C	Gillen	Macdonald	Reed	White L H
Coffey	Goldberg	MacGregor	Roberts	Whitley
Colné	Goodspeed	Manley	Rozan	Whitney
Conklin	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Mr. Thompson moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, at the end of title strike out "." and insert in place thereof " , for the protection of clamming."

Page 1, line 4, after the word "Marks" insert "is hereby ceded to the town of Smithtown for the protection of clamming, provided, however, that nothing herein contained shall be construed to alter, or abridge the right of the Commissioners of the Land Office to make grants of land under water within the area herein granted, in the same manner and to the same extent as if this act had not passed."

Strike out all of lines 5 to 10, inclusive.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, April 26, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1493, Int. No. 599), entitled "An act to amend the State Charities Law, generally."

CHARLES E. HUGHES.

Said bill having been announced, Mr. J. S. Phillips moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Sullivan
Allen A F	Doherty	Hearn	Miller J L	Sweet
Allen H E	Donovan	Herrick	Miller W G	Thompson
Argetsinger	Ebbets	Hinman	Murray	Thorn
Barden	Evans	Hoey	Neupert	Toombs
Bates	Eveleth	Holden	Nolan	Trombly
Baumes	Farrell	Howard	Odell	Van Olinda
Beck	Fay	Jackson	Oliver	Vosburgh
Boylan	Feeley	Joseph	O'Neill J J	Walters
Brainerd	Filley	Keller	O'Neil M A	Ward
Brown C F	Foley	Lachman	Parker	Waters
Brown G W	Fowler	Lansing	Patrie	Weber
Burgoyne	Friend	Lee	Perkins	Weiland
Callan	Frisbie	Levy A J	Phillips C W	Weimert
Caughlan	Garfein	Levy J	Phillips J S	Weinstein
Chanler	Gerhardt	Lowman	Pitkin	Wende
Cheney	Gerken	Lupton	Raldiris	White E H
Clarke R H	Gillen	Macdonald	Reed	White L H
Clark S C	Goldberg	MacGregor	Roberts	Whitley

Coffey	Goodspeed	Manley	Rozan	Whitney
Colné	Goodwin	Marlatt	Sanner	Wilkie
Connell	Graubard	McCue	Shea	Wilsnack
Cosad	Gray	McElligott	Shepardson	Wood
Crocker	Green	McGrath	Shortt	Wright
Cross	Greenwood	McInerney	Smith A E	Young E
Dana	Hackett	McKeon	Smith M	Young F L
Delano	Haines	Merritt	Stivers	Zorn

Mr. J. S. Phillips moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 3, line 2, strike out "Chapter fifty-six of the Consolidated Laws" and insert in place thereof "the State Finance Law".

On page 13, line 12, strike out "Chapter fifty-six of the Consolidated Laws" and insert in place thereof "the State Finance Law".

On page 23, line 6, strike out the word "three" and the word "months" and insert in place thereof the word "month".

On page 25, line 3, strike out "Chapter fifty-six of the Consolidated Laws" and insert in place thereof "the State Finance Law".

On page 29, line 12, strike out "as vagrants or on a conviction for any criminal offense", and on line 13, strike out "by any court having authority to make such commitment".

On page 30, line 20, strike out "as vagrants, or on the conviction of any criminal offense by". and in line 21, strike out "any court having authority to make such commitments".

On page 30, line 26, strike out "But no child under the age of twelve", and on page 31, line 1, strike out the entire line, and in line 2, strike out "for any crime or offense less than felony" and "of criminal", and in line 3, strike out "jurisdiction in the several counties".

On page 32, line 18, strike out the word "as", and all of lines 19, 20 and 21.

On page 34, lines 11 and 12, strike out "chapter fifty-six of the Consolidated Laws" and insert in place thereof "the State Finance Law".

On page 35, lines 20, 21 and 22, strike out "but no person under the age of twelve years shall be committed to such institution for any crime or offense less than a felony".

On page 40, line 21, strike out "fifteen" and insert in place thereof "sixteen".

On page 48, line 20, after the word "children" insert "or to be regularly employed to place out children by one of the institutions, societies or associations above exempted."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the Assembly bill (No. 1455, Senate reprint No. 1215, Int. No. 385), entitled "An act to amend the Code of Civil Procedure, in relation to the expenses of the judges of the Court of Claims," with a message that they have concurred in the passage of the same, with the following amendments:

Strike out the word "salaries" in the first line of the title; strike out the word "and" in the second line of title.

Page 1, line 4, strike out all of the line beginning with word "from"; line 5, strike out all of line down to and including word "ten"; same line, strike out brackets before and after word "eight"; line 6, strike out word "ten"; line 7, after word "thousand" insert "and eight hundred"; same line, place a "," after word "annually", and strike out balance of line; line 8, strike out all of line down to and including comma after word "effect".

Mr. Merritt moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller J L	Sweet
Allen A F	Donovan	Herrick	Miller W G	Thompson
Allen H E	Ebbets	Hinman	Murray	Thorn
Argetsinger	Evans	Hoey	Neupert	Toombs
Barden	Eveleth	Holden	Nolan	Trombly
Bates	Farrell	Howard	Odell	Van Olinda
Baumes	Fay	Jackson	Oliver	Vicinus
Beck	Feeley	Joseph	O'Neill J J	Vosburgh
Boylan	Fillee	Keller	O'Neil M A	Walters
Brennan	Foley	Kopp	Parker	Ward
Brown C F	Fowler	Lachman	Patrie	Waters
Brown G W	Friend	Lansing	Perkins	Weber

Burgoyne	Frisbie	Lee	Phillips C W	Weiland
Callan	Garfein	Levy A J	Phillips J S	Weimert
Caughlan	Gerhardt	Levy J	Pitkin	Weinstein
Chanler	Gerken	Lowman	Raldiris	Wende
Cheney	Gillen	Lupton	Reed	White E H
Clarke R H	Glore	Macdonald	Roberts	White L H
Clark S C	Goldberg	MacGregor	Rozan	Whitley
Coffey	Goodspeed	Manley	Sanner	Whitney
Colné	Goodwin	Marlatt	Shea	Wilkie
Connell	Graubard	McCue	Shepardson	Wilsnack
Cosad	Gray	McElligott	Shortt	Wood
Crocker	Green	McGrath	Smith A E	Wright
Cross	Greenwood	McInerney	Smith M	Young E
Dana	Hackett	McKeon	Spielberg	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long	Harwood	Metzendorf	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1530, Senate reprint No. 1210, Int. No. 1212), entitled "An act to amend the charter of the city of New Rochelle, in relation to the raising of money by tax for the care of the trees on the highways and in the public parks of the city, and providing for borrowing money for the care of such trees in the year nineteen hundred and ten," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 6, strike out the word "the" and insert the word "A"; same line, strike out the word "of" and insert "not exceeding".

Mr. Coffey moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller J L	Sweet
Allen A F	Donovan	Herrick	Miller W G	Thompson
Allen H E	Ebbets	Hinman	Murray	Thorn
Argetsinger	Evans	Hoey	Neupert	Toombs

Barden	Eveleth	Holden	Nolan	Trombly
Bates	Farrell	Howard	Odell	Van Olinda
Baumes	Fay	Jackson	Oliver	Vicinus
Beck	Feeley	Joseph	O'Neill J J	Vosburgh
Boylan	Filley	Keller	O'Neil M A	Walters
Brainerd	Foley	Kopp	Parker	Ward
Brown C F	Fowler	Lachman	Patrie	Waters
Brown G W	Friend	Lansing	Perkins	Weber
Burgoyne	Frisbie	Lee	Phillips C W	Weiland
Callan	Garfein	Levy A J	Phillips J S	Weimert
Caughlan	Gerhardt	Levy J	Pitkin	Weinstein
Chanler	Gerken	Lowman	Raldiris	Wende
Cheney	Gillen	Lupton	Reed	White E H
Clarke R H	Glore	Macdonald	Roberts	White L H
Clark S C	Goldberg	MacGregor	Rozan	Whitley
Coffey	Goodspeed	Manley	Sanner	Whitney
Colné	Goodwin	Marlatt	Shea	Wilkie
Connell	Graubard	McCue	Shepardson	Wilsnack
Cosad	Gray	McElligott	Shortt	Wood
Crocker	Green	McGrath	Smith A E	Wright
Cross	Greenwood	McInerney	Smith M	Young E
Dana	Hackett	McKeon	Spielberg	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long	Harwood	Metzendorf	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1582, Senate re-print No. 1211, Int. No. 1243), entitled "An act to amend chapter eighty-seven of the Laws of nineteen hundred and five, entitled 'An act to authorize the city of Mount Vernon to borrow money by the issue of bonds, for the purpose of purchasing sites and erecting buildings for the use of the fire and police departments, and to provide a sinking fund to pay principal and interest of said bonds,' in relation to the amount of such bonds," with a message that they have concurred in the passage of the same, with the following amendments:

Strike out the period after the word "bonds" in last line of title, and insert ", in relation to the amount of such bonds."

Page 2, line 5, strike out the word "ten" and insert the word "twenty"; line 9, after the comma after word "city" insert "and for the purpose of completing such buildings as have been heretofore partially erected but not completed,".

Mr. Coffey moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the

desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller J L	Sweet
Allen A F	Donovan	Herrick	Miller W G	Thompson
Allen H E	Ebbets	Hinman	Murray	Thorn
Argetsinger	Evans	Hoey	Neupert	Toombs
Barden	Eveleth	Holden	Nolan	Trombly
Bates	Farrell	Howard	Odell	Van Olinda
Baumes	Fay	Jackson	Oliver	Vicinus
Beck	Feeley	Joseph	O'Neill J J	Vosburgh
Boylan	Fillee	Keller	O'Neil M A	Walters
Brainerd	Foley	Kopp	Parker	Ward
Brown C F	Fowler	Lachman	Patrie	Waters
Brown G W	Friend	Lansing	Perkins	Weber
Burgoyne	Frisbie	Lee	Phillips C W	Weiland
Callan	Garfein	Levy A J	Phillips J S	Weimert
Caughlan	Gerhardt	Levy J	Pitkin	Weinstein
Chanler	Gerken	Lowman	Raldiris	Wende
Cheney	Gillen	Lupton	Reed	White E H
Clarke R H	Glore	Macdonald	Roberts	White L H
Clark S C	Goldberg	MacGregor	Rozan	Whitley
Coffey	Goodspeed	Manley	Sanner	Whitney
Colné	Goodwin	Marlatt	Shea	Wilkie
Connell	Graubard	McCue	Shepardson	Wilsnack
Cosad	Gray	McElligott	Shortt	Wood
Crocker	Green	McGrath	Smith A E	Wright
Cross	Greenwood	McInerney	Smith M	Young E
Dana	Hackett	McKeon	Spielberg	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long	Harwood	Metzendorf	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1795, Senate reprint No. 1220, Int. No. 83), entitled "An act making appropriations for the State institutions reporting to the Fiscal Supervisor of State Charities," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 11, after the semi-colon and before the word "for" insert "for outside painting of convalescent hospital, five hundred dollars (\$500)"; line 26, strike out the words "two thou-

sand dollars (\$2,000)" and insert "five thousand five hundred dollars (\$5,500)".

Page 3, line 4, strike out the words "five thousand dollars (\$5,000)" and insert "seven thousand five hundred dollars (\$7,500)".

Page 4, lines 10 and 11, strike out the words "ten thousand dollars (\$10,000)" and insert "thirteen thousand dollars (\$13,000); for additional water supply, three thousand dollars (\$3,000); for organ for Catholic chapel, two thousand dollars (\$2,000)".

Page 5, line 14, strike out the period and insert ";" and the words "for industrial building, twenty-five thousand dollars (\$25,000); for a boundary fence, seven thousand five hundred dollars (\$7,500)"; line 25, strike out period at end of line and insert "; for the alteration of the fourth floor of the administration building as originally planned for an assembly hall, and completion of elevator thereto, seven thousand five hundred dollars (\$7,500)".

Page 6, line 26, strike out period at end of line and insert "; for a dormitory in the west group to take place of 'six nations,' forty thousand dollars (\$40,000)".

Mr. Merritt moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Hearn	Miller J L	Sweet
Allen A F	Donovan	Herrick	Miller W G	Thompson
Allen H E	Ebbets	Hinman	Murray	Thorn
Argetsinger	Evans	Hoey	Neupert	Toombs
Barden	Eveleth	Holden	Nolan	Trombly
Bates	Farrell	Howard	Odell	Van Olinda
Baumes	Fay	Jackson	Oliver	Vicinus
Beck	Feeley	Joseph	O'Neill J J	Vosburgh
Boylan	Filley	Keller	O'Neil M A	Walters
Brainerd	Foley	Kopp	Parker	Ward
Brown C F	Fowler	Lachman	Patrie	Waters
Brown G W	Friend	Lansing	Perkins	Weber
Burgoyne	Frisbie	Lee	Phillips C W	Weiland

Callan	Garfein	Levy A J	Phillips J S	Weimert
Caughlan	Gerhardt	Levy J	Pitkin	Weinstein
Chanler	Gerken	Lowman	Raldiris	Wende
Cheney	Gillen	Lupton	Reed	White E H
Clarke R H	Glore	Macdonald	Roberts	White L H
Clark S C	Goldberg	MacGregor	Rozan	Whitley
Coffey	Goodspeed	Manley	Sanner	Whitney
Colné	Goodwin	Marlatt	Shea	Wilkie
Connell	Graubard	McCue	Shepardson	Wilsnack
Cosad	Gray	McElligott	Shortt	Wood
Crocker	Green	McGrath	Smith A E	Wright
Cross	Greenwood	McInerney	Smith M	Young E
Dana	Hackett	McKeon	Spielberg	Young F L
Delano	Haines	Merritt	Stivers	Zorn
De Long	Harwood	Metzendorf	Sullivan	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication was received from Hon. Albert R. Kessinger, mayor of the city of Rome, returning Assembly bill (No. 1464, Senate reprint No. 99, Int. No. 1169), entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' relating to the term of office of policemen," with a message that said mayor does not approve or accept said bill, and that the common council of said city, after a public hearing thereon, does approve said bill and accept the same.

Mr. Speaker stated the question to be "Shall this bill pass notwithstanding the objections of the mayor of the city of Rome thereto?", and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

AYES 84

NOES 47

Those who voted in the affirmative were:

Allen A F	Delano	Holden	Parker	Toombs
Allen H E	Doherty	Howard	Perkins	Van Olinda
Baumes	Donovan	Lachman	Phillips C W	Vosburgh
Bennett	Ebbets	Lansing	Phillips J S	Walters
Boshart	Eveleth	Lee	Pitkin	Ward
Brainerd	Feeley	Lowman	Raldiris	Waters

Brown G W	Filley	Lupton	Reed	Weiland
Burgoyne	Fowler	Macdonald	Roberts	Weimert
Callan	Garfein	MacGregor	Shea	Weinstein
Cheney	Glore	Marlatt	Shepardson	White E H
Clarke R H	Goodspeed	McInerney	Smith M	Whitley
Clark S C	Goodwin	Merritt	Stevenson	Whitney
Coffey	Green	Miller J L	Stivers	Wilkie
Colné	Greenwood	Miller W G	Sweet	Wilsnack
Conklin	Haines	Murray	Thompson	Wood
Connell	Higgins	Nolan	Thorn	Young F L
Dana	Hinman	Odell	Weber	

Those who voted in the negative were:

Abbey	Fay	Hoey	McGrath	Sanner
Bates	Foley	Jackson	McKeon	Shortt
Beck	Friend	Joseph	Metzendorf	Smith A E
Boylan	Frisbie	Keller	Neupert	Trombly
Brennan	Goldberg	Levy A J	O'Connor	Walker
Chanler	Graubard	Levy J	Oliver	Wende
Cosad	Hackett	Manley	O'Neill J J	White L H
De Long	Harwood	McCue	O'Neil M A	Wright
Donnelly	Hearn	McElligott	Rozan	Zorn
Evans	Herrick			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication was received from Hon. Wm. J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 1510, Int. No. 1059), entitled "An act to amend chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to coroners' physicians," with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

Mr. Speaker stated the question to be "Shall this bill pass notwithstanding the objections of the mayor of the city of New York thereto?", and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

AYES 77

NOES 49

Those who voted in the affirmative were:

Allen A F	Cross	Howard	Odell	Vicinus
Allen H E	Dana	Kopp	Perkins	Vosburgh
Barden	Doherty	Lachman	Phillips C W	Walters
Baumes	Donovan	Lansing	Phillips J S	Ward
Boshart	Ebbets	Lowman	Pitkin	Waters
Brainerd	Eveleth	Lupton	Raldiris	Weber
Brown G W	Feeley	Macdonald	Reed	Weimert
Burgoyne J	Filley	MacGregor	Roberts	Weinstein
Callan	Fowler	Marlatt	Shea	White E H
Cheney	Glore	McInerney	Shepardson	Whitley
Clarke R H J	Goodspeed	Merritt	Stevenson	Whitney
Clark S C	Goodwin	Miller J L	Stivers	Wilsnack
Coffey	Green	Miller W G	Sweet	Wood
Colné	Greenwood	Nolan	Thorn	Yale
Conklin	Higgins	O'Connor	Toombs	Young F L
Connell	Hinman			

Those who voted in the negative were:

Abbey	Evans	Hearn	McElligott	Shortt
Bates	Fay	Herrick	McGrath	Smith A E
Beck	Foley	Hoey	McKeon	Sullivan
Bennett	Friend	Holden	Metzendorf	Thompson
Caughlan	Frisbie	Jackson	Neupert	Trombly
Chanler	Garfein	Joseph	Oliver	Walker
Cosad	Goldberg	Keller	O'Neill J J	Wende
Crocker	Graubard	Levy A J	Patrie	White L H
De Long	Hackett	Levy J	Rozan	Zorn
Donnelly	Harwood	McCue	Sanner	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Murray offered for the consideration of the House a resolution, in the words following:

Whereas, The late Hon. Edward T. Bartlett, an associate judge of the Court of Appeals of the State of New York, departed this life on May 3d, 1910, and

Whereas, He was a distinguished son of this State and an eminent jurist whose judicial career on the bench of the Court of Appeals for eighteen years has been conspicuously learned, honorable and useful to the people of the State; therefore,

Resolved, That the Assembly of the State of New York appreciative of Judge Bartlett's service to the State and grieved by his demise, when it adjourns do adjourn out of respect to his memory.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *March 24, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 255, Int. No. 250), entitled "An act to legalize the acts of Hugo S. Kiene, a commissioner of deeds."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *April 20, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 662, Int. No. 272), entitled "An act to amend the Education Law, in relation to the establishment and maintenance of general industrial schools, trade schools and schools of agriculture, mechanic arts and home making."

CHARLES E. HUGHES.

A communication was received from Hon. Harry James, mayor of the city of Dunkirk, returning Assembly bill (No. 1207, Int. No. 1005), entitled "An act to authorize the city of Dunkirk to borrow fifteen thousand dollars by the issue of bonds for the purpose of taking up and retiring outstanding overdue sewer and paving bonds, deficiency bonds, interest warrants and certificates of indebtedness," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Robert H. Reed, mayor of the city of Lackawanna, returning Assembly bill (No. 776, Senate reprint No. 1057, Int. No. 234), entitled "An act to

amend the Lackawanna city charter, in relation to the ratification and confirmation of the assessment roll completed in the month of July of the first fiscal year of the city," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Robert H. Reed, mayor of the city of Lackawanna, returning Assembly bill (No. 1927, Int. No. 235), entitled "An act to amend the Lackawanna city charter, in relation to the estimates made during the first fiscal year of the city and the taxes levied in accordance therewith," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Louis P. Fuhrmann, mayor of the city of Buffalo, returning Assembly bill (No. 1424, Int. No. 825), entitled "An act to amend the Election Law, relating to the appointment and compensation of election officers in the city of Buffalo and making more certain the provisions of said act relating to elections in Erie county," with a message that said mayor, after a public hearing thereon, does not approve said bill and does not accept the same.

A communication was received from Hon. Edward Schoeneck, mayor of the city of Syracuse, returning Assembly bill (No. 1070, Int. No. 629), entitled "An act authorizing the Commissioners of the Land Office to grant and convey all the right, title and interest of the State of New York in and to certain portions of streets within the city of Syracuse heretofore discontinued and abandoned by said city for street purposes," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Edward Schoeneck, mayor of the city of Syracuse, returning Assembly bill (No. 1201, Senate reprint No. 981, Int. No. 1001), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred

and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' in relation to the payment of interest on refunded assessments," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 915, Reprint No. 2219, Int. No. 657), entitled "An act to amend the Code of Civil Procedure, in relation to stenographers in surrogates' courts in the counties of New York, Kings and Erie," with a message that they have reconsidered their vote by which said bill was passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 458, Assembly reprint No. 2214, Rec. No. 90), entitled "An act to amend the Greater New York charter, relative to proceedings for street opening," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Assembly bill (No. 1593, Senate reprint No. 1118, Int. No. 79), entitled "An act to amend the Penal Law, in relation to compulsory prostitution of women."

Ordered, That the Clerk deliver said bill to the Governor.

The Clerk announced the resignation of James J. Flannagan from the position of deputy clerk, such resignation taking effect at the close of the legislative day of May 4, 1910, also the appointment of B. H. Tashjian as deputy clerk in place of said James J. Flannagan, resigned, his term of office commencing on the fifth day of May, 1910.

Pursuant to resolution, Mr. Speaker declared the House adjourned out of respect to the memory of Justice Bartlett.

THURSDAY, MAY 5, 1910.

The House met pursuant to adjournment.

Prayer by Rev. Charles G. Sewall.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Boshart gives notice that he requests that Assembly bill (No. 2191, Int. No. 1558), entitled "An act to amend the Agricultural Law, in relation to concentrated commercial feeding stuffs," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Coffey gives notice that he requests that Assembly bill (No. 2392, Int. No. 1094), entitled "An act to provide for a supply of pure and wholesome water for the city of Mount Vernon; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2240, Int. No. 1572), entitled "An act to amend the Code of Criminal Procedure, in relation to probation officers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2438, Int. No. 1570), entitled "An act to amend the Code of Criminal Procedure, in relation to probation," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2439, Int. No. 1331), entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings when a person in confinement appears to be insane," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Goodwin gives notice that he requests that Assembly bill (No. 2263, Int. No. 1594), entitled "An act to legalize and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a re-sale of said bonds under certain conditions," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Goldberg gives notice that he requests that Assembly bill (No. 2380, Int. No. 264), entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to civil contempt of court and the remedies, punishments and procedure thereon," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Hinman gives notice that he requests that Assembly bill (No. 2278, Int. No. 1605), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to organization of county boards of canvassers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Hoey gives notice that he requests that Assembly bill (No. 2342, Int. No. 128), entitled "An act to amend the Greater New York charter, relative to vacations of employees," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Kopp gives notice that he requests that Assembly bill (No. 445, Int. No. 425), entitled "An act to amend the Public Service Commissions Law, in relation to the transportation of certain persons by common carriers at reduced rates," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2333, Int. No. 1419), entitled "An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for prevention of cruelty to children," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2336, Int. No. 1418), entitled "An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for the prevention of cruelty to animals," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2338, Int. No. 1422), entitled "An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2340, Int. No. 1416), entitled "An act to amend the Code of Civil Procedure, in relation to bail," a copy of which is hereto

annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2343, Int. No. 1420), entitled "An act to amend the Public Health Law, in relation to fines payable to the State Board of Pharmacy," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Odell gives notice that he requests that Assembly bill (No. 2375, Int. No. 1427), entitled "An act authorizing the abandonment for prison purposes of a tract of land situated on the west side of the Hudson river, in the counties of Orange and Rockland, and conferring jurisdiction thereover upon the Commissioners of the Palisades Interstate park," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Odell gives notice that he requests that Assembly bill (No. 2387, Int. No. 1428), entitled "An act to amend chapter one hundred and seventy of the Laws of nineteen hundred, entitled 'An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades,' as amended by chapter six hundred and ninety-one of the Laws of nineteen hundred and six, and relating to the further extension of said park," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. A. E. Smith gives notice that he requests that Assembly bill (No. 2022, Int. No. 1486), entitled "An act to amend chapter seven hundred and thirty-three of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for violation,' " a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee

on rules for the purpose of making the said bill a special order on third reading.

Mr. Vosburgh gives notice that he requests that Assembly bill (No. 2429, Int. No. 1466), entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Vosburgh gives notice that he requests that Assembly bill (No. 806, Int. No. 719), entitled "An act to authorize the Comptroller of the State to hear and determine the application of Eli Christman for cancellation of the tax sale made by the Comptroller in nineteen hundred of a portion of lot number seventeen, Lott and Low's patent, in the town of Stratford, Fulton county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Vosburgh gives notice that he requests that Assembly bill (No. 2233, Int. No. 1583), entitled "An act to authorize the Comptroller of the State to hear and determine the application of George D. Baldwin for the cancellation of tax sale made in the year eighteen hundred and forty-eight of sub-lot one of lot twenty-four, Palmer's purchase, middle division, Hamilton county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Wilsnack gives notice that he requests that Assembly bill (No. 2297, Int. No. 1350), entitled "An act to establish a law library in the second judicial district," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Wilkie gives notice that he requests that Assembly bill (No. 1065, Int. No. 911), entitled "An act to amend the Railroad Law, in relation to the expense of alteration of railroad crossings in villages," a copy of which is hereto annexed, be made a special

order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Ward gives notice that he requests that Assembly bill (No. 2403, Int. No. 1356), entitled "An act to amend the Insanity Law, relative to private institutions for the insane," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Zorn gives notice that he requests that Assembly bill (No. 2371, Int. No. 1524), entitled "An act to amend the Judiciary Law, in relation to sheriff's jurors in Queens county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2382, Int. No. 1304), entitled "An act to amend the State Boards and Commissions Law, in relation to apportioning, collecting and paying the cost of improvements in water courses, in certain cases, and in relation to the conservation, development and regulation of the water resources of the State for the public use and benefit," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. J. S. Phillips gives notice that he requests that Assembly bill (No. 2435, Int. No. 331), entitled "An act to amend the Code of Civil Procedure, in relation to the probate of wills," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Gillen gives notice that he requests that Assembly bill (No. 2330, Int. No. 1045), entitled "An act to authorize the board of assessors of the city of New York to estimate and allow the damages sustained by owners of real property fronting upon streets approaching the Manhattan bridge over the East river in said city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Cheney gives notice that he requests that Assembly bill (No. 88, Int. No. 88), entitled "An act to provide for the rebuilding, alteration and improvement of the State armory in the city of Olean, the disposition of the old armory building, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Callan gives notice that he requests that Assembly bill (No. 2410, Int. No. 1649), entitled "An act to amend the Legislative Law, in relation to the distribution of bound printed volumes of the Session Laws," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Chanler gives notice that he requests that Assembly bill (No. 2441, Int. No. 1016), entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Dana gives notice that he requests that Assembly bill (No. 1899, Int. No. 1414), entitled "An act to repeal section three hundred and sixty-five of the Penal Law, with relation to the delivery of property by a common carrier without the production of bill of lading," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Eveleth gives notice that he requests that Assembly bill (No. 2195, Int. No. 1562), entitled "An act to amend section four of chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the

Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' as amended by chapter three hundred and sixty-five of the Laws of nineteen hundred and six, chapter one hundred and ninety-six of the Laws of nineteen hundred and eight, and by chapter two hundred and seventy-three of the Laws of nineteen hundred and nine, relative to the jurisdiction of the Court of Claims," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Lee gives notice that he requests that Assembly bill (No. 727, Int. No. 659), entitled "An act to provide for the purchase of a plot of land on the battlefield of Antietam and for the erection thereon of a monument in commemoration of the soldiers of the Fourteenth Regiment, New York State Militia, Infantry, known upon the rolls of the United States army during the late Civil War as the Eighty-fourth New York Volunteers, Infantry, who were engaged in the battle of Antietam, Maryland, September sixteenth and seventeenth, eighteen hundred and sixty-two, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Ward gives notice that he requests that Assembly bill (No. 2417, Int. No. 1656), entitled "An act to amend the Highway Law, in relation to damages for change of grade," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Wilkie gives notice that he requests that Assembly bill (No. 2307, Int. No. 1628), entitled "An act to amend the Code of Civil Procedure, in relation to exemptions and executions," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the

purpose of making the said bill a special order on second and third reading.

Mr. Wilkie gives notice that he requests that Assembly bill (No. 2290, Int. No. 1617), entitled "An act to amend the Public Health Law, in relation to the construction of the provisions of such chapter relating to the practice of medicine," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. L. H. White gives notice that he requests that Assembly bill (No. 2415, Int. No. 1654), entitled "An act to amend chapter three hundred and six of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for the pensioning retired school teachers, superintendents, supervisors and heads of high school departments of the public schools of the city of Schenectady, and to regulate the collection, management and disbursement thereof,' in relation to contributions to such fund," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2422, Int. No. 486), entitled "An act to amend the Education Law, by abolishing the office of school commissioner, creating the office of district superintendent of schools and prescribing the powers, duties and responsibilities of such superintendent," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Ward gives notice that he requests that Assembly bill (No. 2286, Int. No. 1613), entitled "An act to amend the Tax Law, in relation to the assessment of waste or barren lands which have been planted with trees," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to

the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that Assembly bill (No. 1228, Int. No. 1026), entitled "An act making an appropriation to provide for the increase of the Indian collections of the State Museum," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. F. L. Young gives notice that he requests that Assembly bill (No. 1447, Int. No. 1164), entitled "An act to amend the Code of Civil Procedure, in relation to examining witnesses for aiding service of process in certain actions," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. J. S. Phillips gives notice that he requests that Assembly bill (No. 2257, Int. No. 1588), entitled "An act to amend the Insanity Law, in relation to State hospital districts," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. J. S. Phillips gives notice that he requests that Assembly bill (No. 2258, Int. No. 1589), entitled "An act to amend the Insanity Law, in relation to the qualifications of the members of the board of alienists," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that the Senate bill introduced by Mr. Newcomb (No. 1213, Rec. No. 227), entitled "An act to amend chapter six hundred and sixty-five of the Laws of eighteen hundred and ninety-seven, entitled 'An act to lay out and establish and construct a public drive and parkway in the city of New York as an extension of Riverside Drive to the Boulevard Lafayette,' in relation to the area of assessment," a copy of which is hereto annexed, be made a special order, and

asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Hinman gives notice that he requests that Senate bill introduced by Mr. Grattan (No. 793, Assembly reprint No. 2363, Rec. No. 155), entitled "An act to amend the Education Law, in relation to the amount and payment of expenses for tuition and maintenance of deaf-mute children," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Lansing gives notice that he requests that Assembly bill (No. 1992, Int. No. 174), entitled "An act to amend the Penal Law, in relation to members of the Legislature," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. B. shart gives notice that he requests that Assembly bill (No. 2317, Int. No. 1557), entitled "An act to amend the Agricultural Law, in relation to sale and analysis of commercial fertilizers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Lupton, for committee on fisheries and game, gives notice that he requests that Assembly bill (No. 2320, Int. No. 1295), entitled "An act to amend the Forest, Fish and Game Law, generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Penal Law, in relation to pool-selling, book-making, bets and wagers" (No. 1207, Rec. No. 244), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to satisfaction of judgment" (No. 1297, Rec. No. 245), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to

procedure in surrogate's court " (No. 1296, Rec. No. 246), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to the filing of all papers in each action or proceeding in the same file, or bundle, and relative to the record on appeals to the Court of Appeals " (No. 1300, Rec. No. 247), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to the time for the service of pleadings and papers by mail " (No. 1301, Rec. No. 248), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, as to proceedings after trial of a demurrer " (No. 318, Rec. No. 249), which was read the first time and referred to the committee on codes.

• "An act to repeal section two hundred and ninety-one of the Membership Corporations Law, in relation to personal liability of trustees or directors of corporations for raising, breeding and improving horses " (No. 644, Rec. No. 250), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, the following bills were introduced:

Mr. Cosad introduced a bill entitled "An act in relation to constructing, using and leasing subways or conduits in the streets of the village of Seneca Falls, and the powers of the trustees of such village in respect thereto and the borrowing of money therefor upon the bonds of the village " (Int. No. 1700), which was read the first time and referred to the committee on affairs of villages.

Mr. Merritt introduced a bill entitled "An act to amend the Highway Law, in relation to the abolition of toll bridges " (Int. No. 1701), which was read the first time and referred to the committee on internal affairs.

Mr. W. G. Miller introduced a bill entitled "An act to establish a public school teachers' retirement fund in Nassau county " (Int. No. 1702), which was read the first time and referred to the committee on internal affairs.

Mr. M. A. O'Neil introduced a bill entitled "An act to amend section one hundred and ninety-three of chapter twenty-two of the Laws of nineteen hundred and nine, known as the Election Law, being chapter seventeen of the Consolidated Laws, in relation to the

elections " (Int. No. 1703), which was read the first time and referred to the committee on the judiciary.

Mr. Parker introduced a bill entitled "An act to amend chapter one hundred and sixteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Washington county a salaried office, and regulating the management of said office,' and the acts amendatory thereof " (Int. No. 1704), which was read the first time and referred to the committee on internal affairs.

Mr. Perkins introduced a bill entitled "An act to amend chapter seven hundred and fifty-one of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of Binghamton,' relative to the duties and powers of police captains " (Int. No. 1705), which was read the first time and referred to the committee on affairs of cities.

Mr. C. W. Phillips introduced a bill entitled "An act to grant and release to the city of Rochester all the right, title and interest of the people of the State of New York in and to certain lands in the city of Rochester formerly used in connection with the State Industrial School " (Int. No. 1706), which was read the first time and referred to the committee on ways and means.

Mr. Reed introduced a bill entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the board constituting the trustees of the police relief and pension fund of said city " (Int. No. 1707), which was read the first time and referred to the committee on affairs of cities.

Mr. J. S. Phillips, from the committee on the judiciary, to which was recommitted Assembly bill introduced by Mr. J. S. Phillips (No. 1672, Int. No. 709), entitled "An act to amend the Election Law, in relation to the enrollment of party voters, nominations, primaries, conventions and party committees, and repealing certain sections relating thereto," reported the following substitute bill:

(See Appendix No. 36.)

and request that said substitute bill when printed be committed to rules committee, which report was agreed to, and said bill ordered reprinted and committed to said committee.

The Clerk reported the following bills as correctly printed or engrossed:

“An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half per centum, and to legalize the bonds of said village sold and awarded in pursuance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same.” (No. 2272, Int. No. 1599.)

“An act to establish a public school teachers’ retirement fund in Greene county.” (No. 2155, Int. No. 1365.)

“An act to amend the Agricultural Law, in relation to skimmed milk, skimmed milk cheese and milk powder.” (No. 1894, Int. No. 1409.)

“An act to amend the Tax Law, in relation to an optional tax on prior advance mortgages.” (No. 1891, Int. No. 1406.)

“Concurrent resolution of the Senate and Assembly to amend section six of article one of the Constitution, in relation to taking private property for public use.” (No. 1407, Int. No. 1137.)

“An act to amend, consolidate and revise the several acts relative to the city of Amsterdam.” (No. 2470, Int. No. 1467.)

“An act to amend the Town Law, in relation to the establishment of lighting districts in the towns of Westchester county.” (No. 2150, Int. No. 1553.)

“An act to amend the Executive Law, relative to commissioners of deeds.” (No. 1103, Int. No. 934.)

“An act to amend the Code of Civil Procedure, in relation to actions in behalf of the city of New York, for penalties, and in relation to the City Court of the city of New York.” (No. 1120, Int. No. 943.)

“An act to amend the Tenement House Law, in relation to definition of tenement house.” (No. 2471, Int. No. 616.)

“An act to amend the Greater New York charter, relative to vacations of employees.” (No. 2342, Int. No. 128.)

Mr. Speaker, from the committee on rules, reported in favor of the adoption of the following resolution:

Whereas, The increasing annual expenditures for the support of the State government and the meeting of the fixed obligations of the State due largely to the improvement of the internal waterways and highways, pursuant to popular mandate, and the construction of additional public institutions and facilities for the care of those whose maintenance is an ever increasing obligation, make it apparent that additional sources of revenue from indirect taxation must be obtained unless recourse is had to direct State tax; be it

Resolved (if the Senate concur), That a committee, consisting of three Senators to be appointed by the President of the Senate and five members of Assembly to be appointed by the Speaker of the Assembly, is hereby constituted a joint legislative committee, authorized and empowered to examine into and investigate the feasibility of imposing a State tax upon incomes, suitably graduated, which without subjecting our citizens to unnecessary inquisition or burden will produce a revenue sufficient to meet the future necessities of the State.

Said committee is also authorized and empowered to examine into and investigate the feasibility of imposing any other method of indirect tax which in the judgment of the committee may be advisable.

Said committee shall report its proceedings, together with its recommendations, to the Legislature on or before the fifteenth day of February, nineteen hundred and eleven.

Said committee shall elect its chairman and vice-chairman, and shall have power and authority to sit anywhere within the State, and it shall have all of the powers conferred by statute upon a legislative committee. The actual and necessary expenses of the committee in carrying out the provisions of this resolution, not to exceed the sum of five thousand dollars (\$5,000), shall be paid out of monies appropriated by the Legislature for the contingent expenses thereof, upon the certificate of the chairman and vice-chairman of the committee.

Debate was had thereon.

Mr. G. W. Brown moved to postpone consideration of said report until Tuesday next.

Debate was had thereon.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Merritt moved to agree to said report.

Debate was had thereon.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

AYES 56

NOES 54

Those who voted in the affirmative were:

Allen A F	Connell	Holden	Raldiris	Vosburgh
Barden	Dana	Howard	Reed	Walters
Baumes	Delano	Lansing	Shea	Ward
Boshart	Ebbets	Lee	Shepardson	Waters
Brainerd	Feeley	Lupton	Smith M	Weber
Brown G W	Filley	Merritt	Stivers	Weimert
Burgoyne	Garfein	Nolan	Sullivan	Whitney
Callan	Goodwin	Odell	Sweet	Wilkie
Cheney	Greenwood	Parker	Thompson	Wilsnack
Clarke R H	Haines	Phillips C W	Thorn	Yale
Coffey	Hinman	Phillips J S	Toombs	Young F L
Colné				

Those who voted in the negative were:

Abbey	Evans	Jackson	Metzendorf	Shortt
Bates	Farrell	Joseph	Murray	Smith A E
Bennett	Fay	Keller	Neupert	Trombly
Boylan	Foley	Kopp	O'Connor	Walker
Brennan	Frisbie	Lachman	Oliver	Weiland
Chanler	Gerhardt	Lowman	O'Neil M A	Weinstein
Crocker	Goldberg	MacGregor	Patrie	Wende
De Long	Graubard	McCue	Perkins	White L H
Doherty	Hackett	McElligott	Pitkin	Wright
Donnelly	Herrick	McGrath	Rozan	Zorn
Donovan	Higgins	McKeon	Sanner	

Mr. Wilsnack moved to recommit said resolution to the committee on rules.

Debate was had thereon.

Mr. Speaker put the question whether the House would agree to said motion to recommit, and it was determined in the negative.

Mr. Parker moved to amend by inserting between lines 9 and 10 the following:

“Resolved, That the Legislature favor a graduated income tax, the proceeds to be applied to State expenses.”

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

AYES 52

NOES 60

Those who voted in the affirmative were:

Allen A F	Dana	Lowman	Roberts	Walters
Barden	Delano	Merritt	Shea	Ward
Baumes	Filley	Nolan	Shepardson	Waters
Boshart	Fowler	Odell	Smith M	Weber
Brown G W	Goodwin	Parker	Stivers	Weimert
Burgoyne	Haines	Phillips C W	Sullivan	Whitney
Callan	Hinman	Phillips J S	Sweet	Wilkie
Cheney	Holden	Pitkin	Thompson	Wilsnack
Clarke R H	Howard	Raldiris	Toombs	Yale
Coffey	Lansing	Reed	Vosburgh	Young F L
Connell	Lee			

Those who voted in the negative were:

Abbey	Donnelly	Graubard	Manley	Perkins
Bates	Donovan	Greenwood	McCue	Rozan
Bennett	Ebbets	Hackett	McElligott	Sanner
Boylan	Evans	Hearn	McGrath	Shortt
Brainerd	Farrell	Herrick	McKeon	Smith A E
Brennan	Fay	Higgins	Metzendorf	Thorn
Clark S C	Foley	Jackson	Murray	Trombly
Colné	Friend	Joseph	Neupert	Weiland
Conklin	Iri bie	Keller	O'Connor	Wende
Cosad	Garfein	Kopp	Oliver	White L H
De Long	Goldberg	Lachman	O'Neil M A	Wright
Crocker	Gerhardt	MacGregor	Patrie	Zorn

On motion of Mr. Wilsnack, and by unanimous consent, the vote upon the motion to recommit said resolution to the committee on rules was reconsidered, and said resolution recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Boshart (No. 2191, Int. No. 1558), entitled "An act to amend the Agricultural Law, in relation to concentrated commercial feeding stuffs."

Also, Assembly bill introduced by Mr. Coffey (No. 2392, Int. No. 1094), entitled "An act to provide for a supply of pure and wholesome water for the city of Mount Vernon; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects."

Also, Assembly bill introduced by Mr. Fowler (No. 2440, Int.

No. 1572), entitled "An act to amend the Code of Criminal Procedure, in relation to probation officers."

Also, Assembly bill introduced by Mr. Fowler (No. 2438, Int. No. 1570), entitled "An act to amend the Code of Criminal Procedure, in relation to probation."

Also, Assembly bill introduced by Mr. Fowler (No. 2439, Int. No. 1331), entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings when a person in confinement appears to be insane."

Also, Assembly bill introduced by Mr. Goodwin (No. 2263, Int. No. 1594), entitled "An act to legalize and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions."

Also Assembly bill introduced by Mr. Goldberg (No. 2380, Int. No. 264), entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to civil contempt of court and the remedies, punishments and procedure thereon."

Also, Assembly bill introduced by Mr. Hinman (No. 2278, Int. No. 1605), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to organization of county board of canvassers."

Also, Assembly bill introduced by Mr. Hoey (No. 2342, Int. No. 128), entitled "An act to amend the Greater New York charter, relative to vacations of employees."

Also, Assembly bill introduced by Mr. Kopp (No. 445, Int. No. 425), entitled "An act to amend the Public Service Commissions Law, in relation to the transportation of certain persons by common carriers at reduced rates."

Also, Assembly bill introduced by Mr. Conklin (No. 2333, Int. No. 1419), entitled "An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for prevention of cruelty to children."

Also, Assembly bill introduced by Mr. Conklin (No. 2336, Int. No. 1418), entitled "An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for the prevention of cruelty to animals."

Also, Assembly bill introduced by Mr. Conklin (No. 2338, Int. No. 1422), entitled "An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York."

Also, Assembly bill introduced by Mr. Conklin (No. 2340, Int. No. 1416), entitled "An act to amend the Code of Criminal Procedure, in relation to bail."

Also, Assembly bill introduced by Mr. Conklin (No. 2343, Int. No. 1420), entitled "An act to amend the Public Health Law, in relation to fines payable to the State Board of Pharmacy."

Also, Assembly bill introduced by Mr. Odell (No. 2375, Int. No. 1427), entitled "An act authorizing the abandonment for prison purposes of a tract of land situated on the west side of the Hudson river, in the counties of Orange and Rockland, and conferring jurisdiction thereover upon the Commissioners of the Palisades Interstate park."

Also, Assembly bill introduced by Mr. Odell (No. 2387, Int. No. 1428), entitled "An act to amend chapter one hundred and seventy of the Laws of nineteen hundred, entitled 'An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades,' as amended by chapter six hundred and ninety-one of the Laws of nineteen hundred and six, and relating to the further extension of said park."

Also, Assembly bill introduced by Mr. A. E. Smith (No. 2022, Int. No. 1486), entitled "An act to amend chapter seven

hundred and thirty-three of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for violation.'"

Also, Assembly bill introduced by Mr. Vosburgh (No. 2429, Int. No. 1466), entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' generally."

Also, Assembly bill introduced by Mr. Vosburgh (No. 806, Int. No. 719), entitled "An act to authorize the Comptroller of the State to hear and determine the application of Eli Christman for cancellation of the tax sale made by the Comptroller in nineteen hundred of a portion of lot number seventeen, Lott and Low's patent, in the town of Stratford, Fulton county."

Also, Assembly bill introduced by Mr. Vosburgh (No. 2233, Int. No. 1583), entitled "An act to authorize the Comptroller of the State to hear and determine the application of George D. Baldwin for the cancellation of tax sale made in the year eighteen hundred and forty-eight of sublot one of lot twenty-four, Palmer's purchase, middle division, Hamilton county."

Also, Assembly bill introduced by Mr. Wilsnack (No. 2297, Int. No. 1350), entitled "An act to establish a law library in the second judicial district."

Also, Assembly bill introduced by Mr. Wilkie (No. 1065, Int. No. 911), entitled "An act to amend the Railroad Law, in relation to the expense of alteration of railroad crossings in villages."

Also, Assembly bill introduced by Mr. Ward (No. 2403, Int. No. 1356), entitled "An act to amend the Insanity Law, relative to private institutions for the insane."

Also, Assembly bill introduced by Mr. Zorn (No. 2371, Int. No. 1524), entitled "An act to amend the Judiciary Law, in relation to sheriff's jurors in Queens county."

Also, Assembly bill introduced by Mr. Fowler (No. 2382, Int. No. 1304), entitled "An act to amend the State Boards and Commissions Law, in relation to apportioning, collecting and paying

the cost of improvements in water courses, in certain cases, and in relation to the conservation, development and regulation of the water resources of the State for the public use and benefit."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 2435, Int. No. 331), entitled "An act to amend the Code of Civil Procedure, in relation to the probate of wills."

Also, Assembly bill introduced by Mr. Gillen (No. 2330, Int. No. 1045), entitled "An act to authorize the board of assessors of the city of New York to estimate and allow the damages sustained by owners of real property fronting upon streets approaching the Manhattan bridge over the East river in said city," reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Cheney (No. 88, Int. No. 88), entitled "An act to provide for the rebuilding, alteration and improvement of the State armory in the city of Olean, the disposition of the old armory building, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Callan (No. 2410, Int. No. 1649), entitled "An act to amend the Legislative Law, in relation to the distribution of bound printed volumes of the Session Laws."

Also, Assembly bill introduced by Mr. Chanler (No. 2441, Int. No. 1016), entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie', generally."

Also, Assembly bill introduced by Mr. Dana (No. 1899, Int. No. 1414), entitled "An act to repeal section three hundred and sixty-five of the Penal Law, with relation to the delivery of property by a common carrier without the production of bill of lading."

Also, Assembly bill introduced by Mr. Eveleth (No. 2195, Int. No. 1562), entitled "An act to amend section four of chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the

amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three, as amended by chapter three hundred and sixty-five of the Laws of nineteen hundred and six, chapter one hundred and ninety-six of the Laws of nineteen hundred and eight and by chapter two hundred and seventy-three of the Laws of nineteen hundred and nine, relative to the jurisdiction of the Court of Claims."

Also, Assembly bill introduced by Mr. Lee (No. 727, Int. No. 659), entitled "An act to provide for the purchase of a plot of land on the battlefield of Antietam and for the erection thereon of a monument in commemoration of the soldiers of the Fourteenth Regiment, New York State Militia, Infantry, known upon the rolls of the United States army during the late Civil War as the Eighty-fourth New York Volunteers, Infantry, who were engaged in the battle of Antietam, Maryland, September sixteenth and seventeenth, eighteen hundred and sixty-two, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Ward (No. 2417, Int. No. 1656), entitled "An act to amend the Highway Law, in relation to damages for change of grade."

Also, Assembly bill introduced by Mr. Wilkie (No. 2307, Int. No. 1628), entitled "An act to amend the Code of Civil Procedure, in relation to exemptions and executions."

Also, Assembly bill introduced by Mr. Wilkie (No. 2290, Int. No. 1617), entitled "An act to amend the Public Health Law, in relation to the construction of the provisions of such chapter relating to the practice of medicine."

Also, Assembly bill introduced by Mr. L. H. White (No. 2415, Int. No. 1654), entitled "An act to amend chapter three hundred and six of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for the pensioning retired school teachers, superintendents, supervisors and heads of high school departments of the public schools of the city of Schenectady, and to regulate the collection, management and disbursement thereof,' in relation to contributions to such fund."

Also, Assembly bill introduced by Mr. Whitney (No. 2422, Int. No. 486), entitled "An act to amend the Education Law, by abolishing the office of school commissioner, creating the office of district superintendent of schools and prescribing the powers, duties and responsibilities of such superintendent."

Also, Assembly bill introduced by Mr. Ward (No. 2286, Int. No. 1613), entitled "An act to amend the Tax Law, in relation to the assessment of waste or barren lands which have been planted with trees."

Also, Assembly bill introduced by Mr. Weimert (No. 1228, Int. No. 1026), entitled "An act making an appropriation to provide for the increase of the Indian collections of the State Museum."

Also, Assembly bill introduced by Mr. F. L. Young (No. 1447, Int. No. 1164), entitled "An act to amend the Code of Civil Procedure, in relation to examining witnesses for aiding service of process in certain actions."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 2257, Int. No. 1588), entitled "An act to amend the Insanity Law, in relation to State hospital districts."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 2258, Int. No. 1589), entitled "An act to amend the Insanity Law, in relation to the qualifications of the members of the board of alienists," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred Senate bill introduced by Mr. Newcomb (No. 1213, Rec. No. 227), entitled "An act to amend chapter six hundred and sixty-five of the Laws of eighteen hundred and ninety-seven, entitled 'An act to lay out and establish and construct a public drive and parkway in the city of New York as an extension of Riverside Drive to the Boulevard Lafayette,' in relation to the area of assessment," reported in favor of the passage of the same without amendment, and that the same be made a special order on second and

third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bill ordered made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred Senate bill introduced by Mr. Grattan (No. 793, Assembly reprint No. 2363, Rec. No. 155), entitled "An act to amend the Education Law, in relation to the amount and payment of expenses for tuition and maintenance of deaf-mute children," reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bill ordered made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Lansing (No. 1992, Int. No. 174), entitled "An act to amend the Penal Law, in relation to members of the Legislature," reported in favor of the passage of the same, with the following amendment:

Page 2, lines 12 and 13, strike out the words "September first, nineteen hundred and ten" and insert "January first, nineteen hundred and eleven".

and that the same be reprinted, as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported, which report was agreed to, and said bill ordered reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Boshart (No. 2317, Int. No. 1557), entitled "An act to amend the Agricultural Law, in relation to sale and analysis of commercial fertilizers," reported the same with the following amendments:

Page 3, line 23, strike out bracket.

Page 4, line 1, insert brackets around the word "net".

Page 4, line 7, insert brackets around the word "or", and after the word "potash" insert words "or calcium oxide".

Page 4, line 9, after the word "than" insert bracket "[]".

Page 4, line 12, after the bracket strike out balance of section down to the word "The" in line 20, and insert in place thereof the following: "ten per centum of any one of such constituents unless there be a monetary equivalent in excesses in other guaranteed constituents as provided herein; provided such deficiency does not exceed twenty per centum of such guarantee."

Page 8, line 8, place in brackets the word "duplicate" and insert in place thereof the word "triplicate".

Page 8, line 12, insert after the ",", the words "one of" and add the letter "s" to the word "sample".

Page 8, line 13, after the "." insert the following: "When samples are taken from fertilizers in bags, a tube shall be used and it shall be inserted at one end of the bag and shall pass substantially the entire length of the bag, so as to take a core of the material being sampled from substantially the entire length of the bag. Samples thus taken from individual bags shall be thoroughly mixed and the official samples be taken from the mixture so drawn. Samples of fertilizer taken as herein provided, shall be taken from at least five per centum of the separate original packages in the lot for the mixture from which the official samples shall be taken. No action shall be maintained for a violation of the provisions of this article based upon an analysis of samples taken otherwise than as herein provided or taken from less than five separate original packages."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by committee on fisheries and game (No. 2320, Int. No. 1295), entitled "An act to amend the Forest, Fish and Game Law, generally," reported the same with the following amendments:

Page 23, line 18, after the word "between" strike out "sunrise" and insert "sunset"; same line, after the word "and" strike out "sunset" and insert "sunrise".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Chanler, the committee on rules was instructed to report Assembly bill (No. 1600, Int. No. 1247), entitled "An act to amend chapter thirty-five of the Laws of nineteen hundred and two, entitled 'An act creating a city court in and for the city of Poughkeepsie, New York,' in relation to the salaries of city judge and clerk of the city court," with the following amendments:

Page 1, strike out lines 1 and 2 and insert in place thereof: "Section 1. Sections two and four of chapter thirty-five of the Laws of nineteen hundred and two, entitled 'An act creating a city court in and for the city of Poughkeepsie, New York,' as amended by chapter three hundred and twenty-two of of the Laws of nineteen hundred and five, are hereby amended to read, respectively, as follows:"

Page 1, line 3, strike out "s" in "Appointments"; strike out the comma.

Page 1, line 7, strike out the comma after "annun"; strike out the brackets and the capital "C" and make the italicized "c" in "common" a roman letter.

Page 1, line 8, strike out the brackets and the capital "C" in "council" and make the italicized "c" a roman letter.

Page 2, line 1, change "of" to "in"; strike out the brackets and capital "S" in "state" and make the italicized "s" a roman letter.

Page 2, strike out lines 13 and 14.

Page 2, line 15, strike out the comma.

Page 2, line 19, strike out the brackets and the capital "C" in "common" and "council", and make the italicized "c" in both words a roman letter.

Page 2, line 22, strike out the brackets and the capital "S" and change the italicized "s" in "state" to a roman letter.

Page 2, line 23, change the numeral "3" to "2".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Chanler, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Toombs, the committee on rules was instructed to report Assembly bill (No. 2367, Int. No. 1226), entitled "An

act in relation to fictitious transactions over the stock exchange ticker," with the following amendments:

Page 1 in the title after "to" insert "transmitting"; after "fictitious" insert "stock"; strike out "stock exchange".

Page 1, line 2, strike out the comma after "through" and insert a comma after "of".

Page 1, line 7, change "or" at the end of the line to "of".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Toombs, said bill was ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker announced the special order, being the bill (No. 2191, Int. No. 1558) entitled "An act to amend the Agricultural Law, in relation to concentrated commercial feeding stuffs."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodspeed	McElligott	Shepardson	Whitney
Colné	Goodwin	McGrath	Shortt	Wilkie

Conklin	Graubard	McKeon	Smith A E	Wilsnack
Connell	Greenwood	Merritt	Smith M	Wright
Cosad	Hackett	Metzendorf	Stivers	Yale
Crocker	Haines	Murray	Sullivan	Young F L
Dana	Harwood	Neupert	Sweet	Zorn
Delano	Herrick			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2392, Int. No. 1094) entitled "An act to provide for a supply of pure and wholesome water for the city of Mount Vernon; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbev	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Short	Wilkie

Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2440, Int. No. 1572) entitled "An act to amend the Code of Criminal Procedure, in relation to probation officers."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	Nolan	Thompson
Allen A F	De Long	Hinman	O'Connor	Thorn
Barden	Doherty	Holden	Odell	Toombs
Bates	Donnelly	Howard	Oliver	Trombly
Baumes	Donovan	Jackson	O'Neil M A	Vesburgh
Beck	Ebbets	Joseph	Parker	Walker
Bennett	Evans	Keller	Patrie	Walters
Boshart	Farrell	Kopp	Perkins	Ward
Boylan	Fay	Lachman	Phillips C W	Waters
Brainerd	Feeley	Lansing	Phillips J S	Weber
Brennan	Filley	Lee	Pitkin	Weiland
Brown G W	Foley	Lowman	Raldiris	Weimert
Burgoyne	Friend	Lupton	Reed	Weinstein
Callan	Frishie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clarke R H	Goldberg	McCue	Shepardson	Whitney
Coffey	Goodwin	McElligott	Shortt	Wilkie
Colné	Graubard	McGrath	Smith A E	Wilsnack
Conklin	Greenwood	McKeon	Smith M	Wright
Connell	Hackett	Merritt	Stivers	Yale
Cosad	Haines	Metzendorf	Sullivan	Young F L
Crocker	Harwood	Murray	Sweet	Zorn
Dana	Herrick	Neupert		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2438, Int. No. 1570) entitled "An act to amend the Code of Criminal Procedure, in relation to probation."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2439, Int. No. 1331) entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings when a person in confinement appears to be insane."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frishie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White F H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2263, Int. No. 1594) entitled "An act to legalize and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Herrick	Neupert	Thompson
Allen A F	Delano	Higgins	Nolan	Thorn
Barden	De Long	Hinman	O'Connor	Toombs
Bates	Doherty	Holden	Odell	Trombly
Baumes	Donnelly	Howard	Oliver	Vosburgh
Bennett	Donovan	Jackson	O'Neil M A	Walker
Boshart	Ebbets	Joseph	Parker	Waters
Boylan	Evans	Keller	Patrie	Ward
Brainerd	Farrell	Kopp	Perkins	Waters
Brennan	Fay	Lachman	Phillips C W	Weber
Brown G W	Feeley	Lansing	Phillips J S	Weiland
Burgoyne	Filley	Lee	Pitkin	Weimert
Callan	Foley	Lowman	Raldiris	Weinstein
Caughlan	Friend	Lupton	Reed	Wende
Chanler	Frisbie	MacGregor	Rozan	White E H
Cheney	Garfein	Manley	Sanner	White E H
Clarke R H	Gerhardt	Marlatt	Shea	Whitney
Clark S C	Goldberg	McCue	Shepardson	Wilkie
Coffey	Goodwin	McElligott	Shortt	Wilsnack
Colné	Graubard	McGrath	Smith A E	Wright
Conklin	Greenwood	McKeon	Smith M	Yale
Connell	Hackett	Merritt	Stivers	Young F L
Cosad	Haines	Metzendorf	Sullivan	Zorn
Crocker	Harwood	Murray	Sweet	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (N 2380, Int. No. 264) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to civil contempt of court and the remedies, punishments and procedure thereon."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115

NOES 1

Those who voted in the affirmative were:

Abbey	Delano	Herrick	Nolan	Thompson
Allen A F	De Long	Higgins	O'Connor	Thorn
Barden	Doherty	Hinman	Odell	Toombs
Bates	Donnelly	Holden	Oliver	Trombly
Baumes	Donovan	Howard	O'Neil M A	Vosburgh
Bennett	Ebbets	Jackson	Parker	Walker
Boshart	Evans	Joseph	Patrie	Walters
Boylan	Farrell	Keller	Perkins	Ward
Brainerd	Fay	Lachman	Phillips C W	Waters
Brennan	Feeley	Lansing	Phillips J S	Weber
Brown G W	Filley	Lee	Pitkin	Weiland
Burgoyne	Foley	Lowman	Raldiris	Weimert
Callan	Friend	Lupton	Reed	Weinstein
Chanler	Frisbie	MacGregor	Rozan	Wende
Cheney	Garfein	Manley	Sanner	White E H
Clarke R H	Gerhardt	McCue	Shea	White L H
Coffey	Goldberg	McElligott	Shepardson	Whitney
Colné	Goodwin	McGrath	Shortt	Wilkie
Conklin	Graubard	McKeon	Smith A E	Wilsnack
Connell	Greenwood	Merritt	Smith M	Wright
Cosad	Hackett	Metzendorf	Stivers	Yale
Crocker	Haines	Murray	Sullivan	Young F L
Dana	Harwood	Neupert	Sweet	Zorn

In the negative:

Kopp

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2278, Int. No. 1605) entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to organization of county board of canvassers."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hinman	Nolan	Thompson
Allen A F	Doherty	Holden	O'Connor	Thorn
Barden	Donnelly	Howard	Odell	Toombs
Bates	Donovan	Jackson	Oliver	Trombly
Baumes	Ebbets	Joseph	O'Neil M A	Vosburgh
Bennett	Evans	Keller	Parker	Walker
Boshart	Farrell	Kopp	Patrie	Walters
Boylan	Fay	Lachman	Perkins	Ward
Brainerd	Feeley	Lansing	Phillips C W	Waters
Brennan	Filley	Lee	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Friend	Lupton	Raldiris	Weimert
Callan	Frisbie	MacGregor	Reed	Weinstein
Chanler	Garfein	Manley	Rozan	Wende
Cheney	Gerhardt	Marlatt	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Short	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano	Higgins			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2342, Int. No. 128) entitled "An act to amend the Greater New York charter, relative to vacations of employees."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 1

Those who voted in the affirmative were:

Abbey	De Long	Hinman	O'Connor	Thompson
Allen A F	Doherty	Holden	Odell	Thorn
Barden	Donnelly	Howard	Oliver	Toombs
Bates	Donovan	Jackson	O'Neill J J	Trombly
Baumes	Ebbets	Joseph	O'Neil M A	Vosburgh

Bennett	Evans	Keller	Parker	Walker
Boshart	Farrell	Kopp	Patrie	Walters
Boylan	Fay	Lachman	Perkins	Ward
Brainerd	Feeley	Lansing	Phillips C W	Waters
Brennan	Filley	Lowman	Phillips J S	Weber
Brown G W	Foley	Lupton	Pitkin	Weiland
Burgoyne	Friend	MacGregor	Raldiris	Weimert
Callan	Frisbie	Manley	Reed	Weinstein
Chanler	Garfein	Marlatt	Rozan	Wende
Cheney	Gerhardt	McCue	Sanner	White E H
Clarke R H	Goldberg	McElligott	Shea	White L H
Coffey	Goodwin	McGrath	Shepardson	Whitney
Colné	Graubard	McKeon	Shortt	Wilkie
Conklin	Greenwood	Merritt	Smith A E	Wilsnack
Connell	Hackett	Metzendorf	Smith M	Wright
Cosad	Haines	Murray	Stivers	Yale
Crocker	Harwood	Neupert	Sullivan	Young F L
Dana	Herrick	Nolan	Sweet	Zorn
Delano	Higgins			

In the negative:

Lee

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 445, Int. No. 425) entitled "An act to amend the Public Service Commissions Law, in relation to the transportation of certain persons by common carriers at reduced rates."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neill M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber

Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2333, Int. No. 1419) entitled "An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for prevention of cruelty to children."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Fillee	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack

Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2336, Int. No. 1418) entitled "An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for prevention of cruelty to animals."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 81

NOES 18

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Neupert	Stivers
Baumes	Doherty	Holden	Nolan	Sullivan
Boshart	Donnelly	Howard	O'Connor	Sweet
Boylan	Donovan	Jackson	Odell	Thorn
Brennan	Evans	Kopp	O'Neil M A	Trombly
Brown G W	Farrell	Lachman	Parker	Walters
Callan	Fay	Lansing	Perkins	Water.
Cheney	Filley	Lee	Phillips C W	Weber
Clarke R H	Foley	Lowman	Phillips J S	Weiland
Clark S C	Fowler	MacGregor	Pitkin	Weinstein
Coffey	Friend	Manley	Reed	Wende
Conklin	Gerhardt	McCue	Roberts	White L H
Connell	Goldberg	McElligott	Sanmer	Wilkie
Cosad	Graubard	McGrath	Shea	Wilsnack
Crocker	Hackett	McKeon	Shorrt	Wright
Dana	Haines	Merritt	Smith A E	Young F L
Delano				

Those who voted in the negative were:

Allen A F	Chanler	Lupton	Patrie	Vosburg.
Barden	Colné	Macdonald	Raldiris	Weimert
Bates	Garfein	Metzendorf	Toombs	Whitney
Brainerd	Herrick	Oliver		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2338, Int. No. 1422) entitled "An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2340, Int. No. 1416) entitled "An act to amend the Code of Criminal Procedure, in relation to bail."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Caugulan	Garcin	MacGregor	Rozan	Wende
Charler	Gerhardt	Manley	Sanner	White E H
Cheney	Goldberg	McCue	Shea	White L H
Clarke R H	Goodwin	McElligott	Shepardson	Whitney
Coffey	Graubard	McGrath	Shortt	Wilkie
Colné	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young J L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2343, Int. No. 1420) entitled "An act to amend the Public Health Law, in relation to fines payable to the State Board of Pharmacy."

Said bill having been announced, Mr. Walters moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 5, strike out "State Board of Pharmacy" and brackets and period.

Strike out lines 6 and 7.

Insert page 2, line 5, after "the" "cities, villages and towns where such fines shall be imposed and collected".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and ~~three-fifths~~ being present.

AYES 113

NOES 4

Those who voted in the affirmative were:

Abbey	Dana	Harwood	Murray	Sweet
Allen A F	Delano	Herrick	Neupert	Thompson
Barden	De Long	Higgins	Nolan	Thorn
Bates	Doherty	Hinman	O'Connor	Toombs
Baumes	Donnelly	Holden	Odell	Trombly
Bennett	Donovan	Howard	Oliver	Vosburgh
Boshart	Ebbets	Jackson	O'Neil M A	Walker
Boylan	Evans	Joseph	Parker	Ward
Brainerd	Farrell	Keller	Perkins	Waters
Brennan	Fay	Kopp	Phillips C W	Weber
Brown G W	Feeley	Lachman	Pitkin	Weiland
Burgoyne	Filley	Lansing	Raldiris	Weimert
Callan	Foley	Lee	Reed	Weinstein
Chanler	Friend	Lowman	Rozan	Wende
Cheney	Frisbie	Lupton	Sanner	White E H
Clarke R H	Garfein	MacGregor	Shea	White L H
Clark S C	Gerhardt	Manley	Shepardson	Wilkie
Coffey	Goldberg	McCue	Shortt	Wilsnack
Colné	Goodwin	McElligott	Smith A E	Wright
Conklin	Graubard	McGrath	Smith M	Yale
Connell	Greenwood	McKeon	Stivers	Young F L
Cosad	Hackett	Merritt	Sullivan	Zorn
Crocker	Haines	Metzendorf		

Those who voted in the negative were:

Patrie	Phillips J S	Walters	Whitney
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Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2375, Int. No. 1427) entitled "An act authorizing the abandonment for prison purposes of a tract of land situated on the west side of the Hudson river, in the counties of Orange and Rockland, and conferring jurisdiction thereover upon the Commissioners of the Palisades Interstate park."

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Bosbart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2387, Int. No. 1428) entitled "An act to amend chapter one hundred and seventy of the Laws of nineteen hundred, entitled 'An act to provide for the selection, location, appropriation and management of certain lands along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades,' as amended by chapter six hundred and ninety-one of the Laws of nineteen hundred and six, and relating to the further extension of said park."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Aarden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodspeed	McElligott	Shepardson	Whitney
Colné	Goodwin	McGrath	Shortt	Wilkie
Conklin	Graubard	McKeon	Smith A E	Wilsnack
Connell	Greenwood	Merritt	Smith M	Wright
Cosad	Hackett	Metzendorf	Stivers	Yale
Crocker	Haines	Murray	Sullivan	Young F L
Dana	Harwood	Neupert	Sweet	Zorn
Delano	Herrick			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2022, Int. No. 1486) entitled "An act to amend chapter seven hundred and thirty-three of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for violation.'"

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shorrt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2429, Int. No. 1466) entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' generally."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hinman	Nolan	Thompson
Allen A F	Doherty	Holden	O'Connor	Thorn
Barden	Donnelly	Howard	Odell	Toombs
Bates	Donovan	Jackson	Oliver	Trombly
Baumes	Ebbets	Joseph	O'Neil M A	Vosburgh
Bennett	Evans	Keller	Parker	Walker
Boshart	Farrell	Kopp	Patrie	Walters
Boylan	Fay	Lachman	Perkins	Ward
Brainerd	Feeley	Lansing	Phillips C W	Waters
Brennan	Filley	Lee	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Friend	Lupton	Raldiris	Weimert
Callan	Frisbie	Macdonald	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano	Higgins			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 806, Int. No. 719) entitled "An act to authorize the Comptroller of the State to hear and determine the application of Eli Christman for cancellation of the tax sale made by the Comptroller in nineteen hundred of a portion of lot number seventeen, Lott and Low's patent, in the town of Stratford, Fulton county."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2233, Int. No. 1583) entitled "An act to authorize the Comptroller of the State to hear and determine the application of George D. Baldwin for the cancellation of tax sale made in the year eighteen hundred and forty-eight of subplot one of lot twenty-four, Palmer's purchase, middle division, Hamilton county."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2297, Int. No. 1350) entitled "An act to amend the Education Law, relative to establishing a law library in the second judicial district."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh

Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1065, Int. No. 911) entitled "An act to amend the Railroad Law, in relation to the expense of alteration of railroad crossings in villages."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 114

NOES 2

Those who voted in the affirmative were:

Abbey	Delano	Herrick	Nolan	Thorn
Allen A F	De Long	Higgins	O'Connor	Toombs
Barden	Doherty	Hinman	Odell	Trombly
Bates	Donnelly	Holden	Oliver	Vosburgh
Baumes	Donovan	Jackson	O'Neil M A	Walker
Bennett	Ebbets	Joseph	Parker	Walters
Boshart	Evans	Keller	Patrie	Ward
Boylan	Farrell	Kopp	Perkins	Waters
Brainerd	Fay	Lachman	Phillips C W	Weber
Brennan	Feeley	Lansing	Pitkin	Weiland
Brown G W	Filley	Lee	Raldiris	Weimert
Burgoyne	Foley	Lowman	Reed	Weinstein
Callan	Friend	Lupton	Rozan	Wende
Chanler	Frisbie	MacGregor	Sanner	White E H
Cheney	Garfein	Manley	Shea	White L H

Clarke R H	Gerhardt	McCue	Shepardson	Whitney
Coffey	Goldberg	McElligott	Shortt	Wilkie
Colné	Goodwin	McGrath	Smith A E	Wilsnack
Conklin	Graubard	McKeon	Smith M	Wright
Connell	Greenwood	Merritt	Stivers	Yale
Cosad	Hackett	Metzendorf	Sullivan	Young F L
Crocker	Haines	Murray	Sweet	Zorn
Dana	Harwood	Neupert	Thompson	

Those who voted in the negative were:

Howard Phillips J S

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2403, Int. No. 1356) entitled "An act to amend the Insanity Law, relative to private institutions for the insane."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2371, Int. No. 1524) entitled "An act to amend the Judiciary Law, in relation to sheriff's jurors in Queens county."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2382, Int. No. 1304) entitled "An act to amend the State Boards and Commissions Law, in relation to apportioning and paying the cost of improvements in water courses, in certain

cases, and in relation to the conservation, development and regulation of the water resources of the State for the public use and benefit."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F I
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2435, Int. No. 331) entitled "An act to amend the Code of Civil Procedure, in relation to the probate of wills."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2330, Int. No. 1045) entitled "An act to authorize the board of assessors of the city of New York to estimate and allow the damages sustained by owners of real property fronting upon streets approaching the Manhattan bridge over the East river in said city."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115

NOES 1

Those who voted in the affirmative were:

Abbey	Delano	Herrick	Nolan	Thompson
Allen A F	De Long	Higgins	O'Connor	Thorn
Barden	Doherty	Hinman	Odell	Toombs
Bates	Donnelly	Holden	Oliver	Trombly
Baumes	Donovan	Howard	O'Neil M A	Vosburgh
Bennett	Ebbets	Jackson	Parker	Walker
Boshart	Evans	Joseph	Patrie	Walters
Boylan	Farrell	Keller	Perkins	Ward
Brainerd	Fay	Kopp	Phillips C W	Waters
Brennan	Feeley	Lachman	Phillips J S	Weber
Brown G W	Filley	Lansing	Pitkin	Weiland
Burgoyne	Foley	Lowman	Raldiris	Weimert
Callan	Friend	Lupton	Reed	Weinstein
Chanler	Frisbie	MacGregor	Rozan	Wende
Cheney	Garfein	Manley	Sanner	White E B
Clarke R H	Gerhardt	McCue	Shea	White L H
Coffey	Goldberg	McElligott	Shepardson	Whitney
Colné	Goodwin	McGrath	Shortt	Wilkie
Conklin	Graubard	McKeon	Smith A E	Wilsnack
Connell	Greenwood	Merritt	Smith M	Wright
Cosad	Hackett	Metzendorf	Stivers	Yale
Crocker	Haines	Murray	Sullivan	Young F L
Dana	Harwood	Neupert	Sweet	Zorn

In the negative:

Lee

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 793, Assembly reprint No. 2363, Rec. No. 155) entitled "An act to amend the Education Law, in relation to the amount and payment of expenses for tuition and maintenance of deaf-mute children."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs

Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Fillely	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Speaker announced the special order, being the bill (No. 2265, Int. No. 1596) entitled "An act to amend the Tax Law, in relation to the compensation of recording officers for services in the collection of the recording tax on mortgages."

On motion of Mr. Donnelly, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 64

NOES 31

Those who voted in the affirmative were:

Allen A F	Fay	Holden	Nolan	Toombs
Boylan	Foley	Jackson	O'Connor	Trombly
Brennan	Friend	Keller	Odell	Vosburgh
Brown G W	Frisbie	Kopp	Oliver	Walters
Burgoyne	Gerhardt	Lachman	O'Neil M A	Waters
Callan	Goldberg	Macdonald	Parker	Weber
Chanler	Graubard	Manley	Patrie	Weiland

Clark S C	Hackett	McCue	Phillips C W	Wende
Coffey	Haines	McElligott	Sanner	White L H
Colné	Herrick	McKeon	Shea	Whitney
De Long	Higgins	Merritt	Shepardson	Wilsnack
Donnelly	Hinman	Metzendorf	Stivers	Zorn
Farrell	Hoey	Neupert	Sullivan	

Those who voted in the negative were:

Abbey	Cosad	Fowler	Lupton	Smith M
Bates	Crocker	Garfein	Murray	Sweet
Bennett	Dana	Howard	Perkins	Thorn
Brainerd	Doherty	Lansing	Pitkin	Weimert
Cheney	Evans	Lee	Raldiris	Wilkie
Conklin	Filley	Lowman	Reed	Young F L
Connell				

Mr. Donnelly moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 88, Int. No. 88) entitled "An act to provide for the rebuilding, alteration and improvement of the State armory in the city of Olean, the disposition of the old armory building and making an appropriation therefor."

On motion of Mr. Cheney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters

Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Caughlan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F I
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2410, Int. No. 1649) entitled "An act to amend the Legislative Law, in relation to the distribution of bound printed volumes of the Session Laws."

On motion of Mr. Callan, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H

Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colne	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2441, Int. No. 1016) entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' generally."

On motion of Mr. Chanler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White I. H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie

Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Deiano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1899, Int. No. 1414) entitled "An act to repeal section three hundred and sixty-five of the Penal Law, with relation to the delivery of property by a common carrier without the production of a bill of lading."

On motion of Mr. Dana, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F I
Dana	Herrick	Neupert	Sweet	Zorn
Deiano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2195, Int. No. 1562) entitled "An act to amend section four of chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal, and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three, as amended by chapter three hundred and sixty-five of the Laws of nineteen hundred and six, chapter one hundred and ninety-six of the Laws of nineteen hundred and eight and by chapter two hundred and seventy-three of the Laws of nineteen hundred and nine, relative to the jurisdiction of the Court of Claims.'"

On motion of Mr. Eveleth, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende

Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 727, Int. No. 659) entitled "An act to provide for the purchase of a plot of land on the battlefield of Antietam and for the erection thereon of a monument in commemoration of the soldiers of the Fourteenth Regiment, New York State Militia, Infantry, known upon the rolls of the United States army during the late Civil War as the Eighty-fourth New York Volunteers, Infantry, who were engaged in the battle of Antietam, Maryland, September sixteenth and seventeenth, eighteen hundred and sixty-two, and making an appropriation therefor."

On motion of Mr. Lee, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber

Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2417, Int. No. 1656) entitled "An act to amend the Highway Law, in relation to damages for change of grade."

On motion of Mr. Ward, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney

Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzer law	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2307, Int. No. 1628) entitled "An act to amend the Code of Civil Procedure, in relation to exemptions and executions."

On motion of Mr. Wilkie, said bill was read the second time and ordered to a third reading.

Mr. Wilkie moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 2, line 14, after the word "debtor" strike out the comma.

On page 2, line 16, after the word "justice" insert the following; "thereof, must issue or if a court of record, a judge or justice,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2290, Int. No. 1617) entitled "An act to amend the Public Health Law, in relation to the construction of the provisions of such chapter relating to the practice of medicine."

On motion of Mr. Wilkie, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115

NOES 1

Those who voted in the affirmative were

Abbey	Delano	Herrick	Neupert	Sweet
Allen A F	De Long	Higgins	Nolan	Thompson
Barden	Doherty	Hinman	O'Connor	Toombs
Bates	Donnelly	Holden	Odell	Trombly
Baumes	Donovan	Howard	Oliver	Vosburgh
Bennett	Ebbets	Jackson	O'Neil M A	Walker
Boshart	Evans	Joseph	Parker	Walters
Boylan	Farrell	Keller	Patrie	Ward
Brainerd	Fay	Kopp	Perkins	Waters
Brennan	Feeley	Lachman	Phillips C W	Weber
Brown G W	Filley	Lansing	Phillips J S	Weiland
Burgoyne	Foley	Lee	Pitkin	Weimert
Callan	Friend	Lowman	Raldiris	Weinstein
Chanler	Frisbie	Lupton	Reed	Wende
Cheney	Garfein	MacGregor	Rozan	White E H
Clarke R H	Gerhardt	Manley	Sanner	White L H
Coffey	Goldberg	McCue	Shea	Whitney
Colné	Goodwin	McElligott	Shepardson	Wilkie
Conklin	Graubard	McGrath	Shortt	Wilsnack
Connell	Greenwood	McKeon	Smith A E	Wright
Cosad	Hackett	Merritt	Smith M	Yale
Crocker	Haines	Metzendorf	Stivers	Young F L
Dana	Harwood	Murray	Sullivan	Zorn

In the negative:

Thorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2415, Int. No. 1654) entitled "An act to amend chapter three hundred and six of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for the pensioning retired school teachers, superintendents, supervisors and heads of high school departments of the public schools of the city of Schenectady, and to regulate the collection, management and disbursement thereof,' in relation to contributions to such fund."

On motion of Mr. L. H. White, said bill was read the second time and ordered to a third reading.

Mr. L. H. White moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 7, after "thereof," insert "as amended by chapter one hundred and sixteen of the Laws of nineteen hundred and eight,".

Page 2, line 6, strike out "within twelve months after this bill becomes a law," and insert in place thereof, "before May sixth, nineteen hundred and eight,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2422, Int. No. 486) entitled "An act to amend the Education Law, by abolishing the office of school commissioner, creating the office of district superintendent of schools and prescribing the powers, duties and responsibilities of such superintendent."

Said bill having been announced for a second reading, on motion of Mr. Whitney, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2286, Int. No. 1613) entitled "An act to amend the Tax Law, in relation to the assessment of waste or barren lands which have been planted with trees."

On motion of Mr. Ward, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters

Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1228, Int. No. 1026) entitled "An act making an appropriation to provide for the increase of the Indian collections of the State Museum."

On motion of Mr. Weimert, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	Nolan	Thompson
Allen A F	De Long	Hinman	O'Connor	Thorn
Barden	Doherty	Holden	Odell	Toombs
Bates	Donnelly	Howard	Oliver	Trombly
Baumes	Donovan	Jackson	O'Neil M A	Vosburgh
Bennett	Ebbets	Joseph	Parker	Walker
Boshart	Evans	Keller	Patrie	Walters
Boylan	Farrell	Kopp	Perkins	Ward
Brainerd	Fay	Lachman	Phillips C W	Waters
Brennan	Feeley	Lansing	Phillips J S	Weber
Brown G W	Filley	Lee	Pitkin	Weiland
Burgoyne	Foley	Lowman	Raldiris	Weimert

Callan	Friend	Lupton	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	McCue	Shea	White L H
Clarke R H	Goldberg	McElligott	Shepardson	Whitney
Coffey	Goodwin	McGrath	Shortt	Wilkie
Colné	Graubard	McKeon	Smith A E	Wilsnack
Conklin	Greenwood	Merritt	Smith M	Wright
Connell	Hackett	Miller J L	Stivers	Yale
Cosad	Haines	Murray	Sullivan	Young F L
Crocker	Harwood	Neupert	Sweet	Zorn
Dana	Herrick			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1447, Int. No. 1164) entitled "An act to amend the Code of Civil Procedure, in relation to examining witnesses for aiding service of process in certain actions."

On motion of Mr. F. L. Young, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H

Coffey	Goodwin	McElligott	Shepardson	Whitney
Cohné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2257, Int. No. 1588) entitled "An act to amend the Insanity Law, in relation to State hospital districts."

On motion of Mr. J. S. Phillips, said bill was read the second time and ordered to a third reading.

Mr. J. S. Phillips moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 1, line 1, after the word "of" insert the following: "chapter thirty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the insane, constituting'".

On page 1, line 2, after the word "laws" insert ",".

On page 1, line 6, after the word "classification" insert a comma.

On page 1, line 8, after the word "necessary" insert a comma.

On page 2, line 5, after "thereto" insert "at a".

On page 2, line 17, after the word "state" insert a comma.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2258, Int. No. 1589) entitled "An act to amend the Insanity Law, in relation to the qualifications of the members of the board of alienists."

On motion of Mr. J. S. Phillips, said bill was read the second time and ordered to a third reading.

Mr. J. S. Phillips moved that said bill be recommitted to the

committee on rules, with instructions to report the same forthwith, amended as follows:

On page 2, line 3, after the word "college" insert a comma.

On page 2, line 9, strike out "commissioner" and insert in place thereof "commission".

On page 2, in lines 14 and 15, strike out the brackets.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the special order of third reading.

Mr. Speaker announced the special order, being the Senate bill (No. 1213, Rec. No. 227) entitled "An act to amend chapter six hundred and sixty-five of the Laws of eighteen hundred and ninety-seven, entitled 'An act to lay out and establish and construct a public drive and parkway in the city of New York as an extension of Riverside Drive to the Boulevard Lafayette,' in relation to the area of assessment."

Said bill having been announced, Mr. Wilsnack moved to strike out the enacting clause of said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Shortt moved to reconsider the vote by which the enacting clause was stricken from said bill, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2374, Int. No. 1510) entitled "An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of the village not to exceed the sum of fifty-four thousand five hundred dollars for certain street improvements, to authorize the application of the receipts from assessments to the payment of the principal and interest of said bonds, and to authorize the raising of such taxes as may be necessary to pay such principal and interest, in addition to the receipts from said assessments."

On motion of Mr. F. L. Young, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Canler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2376, Int. No. 1511) entitled "An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of said village not to exceed the sum of one hundred and twenty-one thousand dollars, for the purpose of paying the share of the expenses of certain street improvements to be borne by the village at large, and to authorize the raising of taxes to pay the principal and interest of said bonds."

On motion of Mr. F. L. Young, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2419, Int. No. 1499) entitled "An act to amend the Highway Law, in relation to a State highway in the counties of Saratoga and Schenectady."

On motion of Mr. L. H. White, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Higgins	Nolan	Thompson
Allen A F	De Long	Hinman	O'Connor	Thorn
Barden	Doherty	Holden	Odell	Toombs
Bates	Donnelly	Howard	Oliver	Trombly
Baumes	Donovan	Jackson	O'Neil M A	Vosburgh
Bennett	Ebbets	Joseph	Parker	Walker
Boshart	Evans	Keller	Patrie	Walters
Boylan	Farrell	Kopp	Perkins	Ward
Brainerd	Fay	Lachman	Phillips C W	Waters
Brennan	Feeley	Lansing	Phillips J S	Weber
Brown G W	Filley	Lee	Pitkin	Weiland
Burgoyne	Foley	Lowman	Raldiris	Weimert
Callan	Friend	Lupton	Reed	Weinstein
Chanler	Frisbie	MacGregor	Rozan	Wende
Cheney	Garfein	Manley	Sanner	White E H
Clarke R H	Gerhardt	McCue	Shea	White L H
Clark S C	Goldberg	McElligott	Shepardson	Whitney
Coffey	Goodwin	McGrath	Shortt	Wilkie
Colné	Graubard	McKeon	Smith A E	Wilsnack
Conklin	Greenwood	Merritt	Smith M	Wright
Connell	Hackett	Metzendorf	Stivers	Yale
Cosad	Haines	Murray	Sullivan	Young F L
Crocker	Harwood	Neupert	Sweet	Zorn
Dana	Herrick			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 501, Int. No. 478) entitled "An act to amend the Railroad Law, in relation to the number of the crew required for operating certain locomotive engines."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2241, Int. No. 1118) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," having been announced, Mr. Merritt moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 7, after line 25, insert the following:

"SUPREME COURT REPORTER.

"The sum of four hundred ninety-seven dollars and fifty-one cents (Re-\$497.51) being the unexpended balance of an appropriation made by chapter four hundred and sixty-five of the Laws of nineteen hundred and eight for salaries in the office of

the Supreme Court Reporter, is hereby reappropriated for extra help and to pay stenographers for the convention of the Appellate Division justices to revise the Supreme Court rules."

Page 8, line 9, after the word "for" insert the words "steel filing cases,".

Line 11, after the word "ber;" insert the following: "or carpets for the Senate Chamber, Senate lobbies and adjoining rooms, to be purchased by the Superintendent of Public Buildings, Temporary President and Clerk of the Senate;".

Page 8, line 13, after "resolutions;" insert "for rental of document room;".

Page 8, line 20, after "ments;" strike out "rental of document room;".

Page 8, line 23, after "respectively" insert "; for expenses of legislative committees, including compensation of counsel, witnesses and stenographers, to be paid by the Comptroller upon the certificate of the chairman of the committee and the Speaker of the Assembly or President or Temporary President of the Senate, respectively".

Page 8, line 23, after "hundred" strike out "twenty" and insert "seventy".

Line 24, after the word "dollars" change "\$125,000" to "\$175,000".

Strike out line 26.

Page 9, strike out the whole page.

Page 14, after line 12, insert the following: "For the Comptroller, for the purpose of refunding tax for the year ending December thirty-one, nineteen hundred and seven, erroneously paid into the State treasury under the provisions of section one hundred and eighty-seven of the General Tax Law by the Svea Fire and Life Insurance Company, Limited, of Gothenburg, Sweden, the sum of \$638.84, or so much thereof as may be necessary."

Page 19, strike out lines 20, 21, 22, 23, 24 and 25.

Page 20, line 7, after the word "one-story" insert the word "north".

Page 21, strike out lines 1, 2, 3, 4, 5 and 6.

Page 24, line 5, after the word "sixty-" strike out the word "six" and insert the word "five".

Lines 24 and 25, change the word "Agricultural" to "architectural".

Page 25, strike out lines 5, 6, 7, 8, 9 and 10.

After line 20, insert the following: "For the payment of county clerks' fees for making searches in connection with the examination of Barge canal titles, the sum of ten thousand dollars (\$10,000), or so much thereof as may be necessary."

Page 26, strike out lines 20, 21, 22, 23, 24 and 25, and insert in place thereof, the following: "For the employment of lawyers and abstract and title companies to examine titles to lands appropriated for Barge canal purposes and other titles to property being purchased by the State and for the necessary expenses incident thereto, the sum of twenty-five thousand dollars (\$25,000), or so much thereof as may be necessary."

Page 27, after line 4, insert the following: "For the payment of counsel, deputies, referees' fees, process servers, stenographers, investigators and employees in attending to, investigating, together with any expense incidental thereto and the hearing in the milk investigation, which was held pursuant to article twenty-two of chapter twenty of the Consolidated Laws of the State of New York, known as the General Business Law, twenty thousand eight hundred dollars (\$20,800), or so much thereof as may be necessary."

Line 9, after the word "thousand" insert the words "five hundred" and after the word "dollars" strike out "(\$17,000)" and insert in place thereof "(\$17,500)".

After line 10, insert the following: "For the payment of expert witnesses in the matter of the proceeding for a writ of habeas corpus, held before Supreme Court Justice Mills at White Plains, to secure the discharge of Harry K. Thaw from Matteawan State Hospital, four thousand one hundred and eighty-four dollars (\$4,184), or so much thereof as may be necessary."

After line 17, insert the following: "For salaries in the office of the Attorney-General from June first to September thirtieth inclusive:

"Five deputies, six thousand, six hundred, sixty-six dollars and sixty cents (\$6,666.60).

"Librarian, three hundred dollars (\$300).

"For the New York city bureau of the Attorney-General's office:

"For salaries from June first to September thirtieth inclusive:

"One deputy, fifteen hundred dollars (\$1,500).

"One deputy, eleven hundred sixty-six dollars and sixty-four cents (\$1,166.64).

"Fifth grade, two employees, six hundred dollars (\$600)."

Page 28, after line 4, insert the following:

"For the payment of experts, investigators and costs of printing and other expenses in the prosecution of litigation to prevent the smoke nuisance in the county of Richmond, five thousand dollars (\$5,000), or so much thereof as may be necessary, but no part thereof shall be used for the payment of counsel.

"For the payment of the special deputy, process servers, stenographers, investigators and employees in attending to, investigating and prosecuting the criminal action of People against the American Ice Company fifteen thousand dollars (\$15,000), or so much thereof as may be necessary.

"For the payment of witnesses and other necessary expenses incidental to the conduct of the Attorney-General of the trial and appeals in People against the Geysers Natural Gas Company, et al., fourteen thousand dollars (\$14,000), or so much thereof as may be necessary.

"For Charles F. Bostwick, for services and expenses as special counsel in the case of People against the Federal Bank since January first, nineteen hundred seven, five thousand dollars (\$5,000), or so much thereof as may be necessary, the same to be paid on the certificate of the Attorney-General."

Page 32, after line 21, insert the following: "For the State Civil Service Commission, the sum of twelve thousand dollars (\$12,000), for the compensation of additional employees and other expenses, in connection with the work in holding examinations and performing other services, in relation to the education department throughout the State, which work has heretofore been performed by the various municipal civil service commissions."

Line 22, after the word "and" change the word "fifty" to "sixty".

Line 23, after the words "nine cents" change "(Re. \$1,215.59)" to "(Re. \$1,215.69)".

Page 35, line 13, after the word "hundred" strike out the word "eight" and insert in place thereof the word "nine".

Page 38, after line 22, insert the following: "The sum of nine hundred forty-six dollars and twenty-nine cents (Re. \$946.29), or so much thereof as may be necessary, being the unexpended balance of the amount reappropriated by chapter four hundred sixty-six of the Laws of nineteen hundred eight, for the transportation, maintenance and support of Indian truants, pursuant to the provisions of section nine of chapter four hundred twenty-four, Laws of nineteen hundred four, is hereby reappropriated for the same purpose and for the support and instruction of deaf and dumb Indian wards of this State in any of the schools for the deaf in this State until said wards reach the age of twelve years."

Page 45, after line 8, insert the following: "For repairs to building, two thousand five hundred dollars (\$2,500)."

Page 47, after line 15, insert the following:

" STATE HISTORIAN.

" For traveling expenses, one thousand dollars (\$1,000), or so much thereof as may be necessary.

" For the salary of the field architect, one thousand five hundred dollars (\$1,500), or so much thereof as may be necessary."

Line 24, change the word "expected" to "expended".

Page 50, line 5, insert the following: "The sum of two hundred thousand dollars (\$200,000) required to meet an estimated deficiency in the funds provided by chapter four hundred thirty-two of the Laws of nineteen hundred nine for the maintainance of the thirteen State hospitals for the year beginning first, nineteen hundred nine, is hereby appropriated, to be expended under the provisions of the Insanity Law."

Page 52, line 10, after the word "for" strike out the word "furnishing" and insert in place thereof the word "finishing".

Page 56, line 7, after the figures "(\$16,600)," insert the words "made by chapter four hundred sixty-two, Laws of nineteen hundred nine."

Page 59, line 13, after the word "hereby" strike out the word "appropriated" and insert in place thereof the word "reappropriated".

Page 60, line 2, after the word "of" strike out the word "show" and insert in place thereof the word "shoe".

Page 63, line 1, before the word "to" change the figures "(\$2,100)" to "(re. \$2,100)".

On lines 6 and 9, strike out the apostrophe after the word "farmers" in each case.

Line 16, after the semi-colon insert the following: "By chapter four hundred sixty-six, Laws of nineteen hundred eight, for enlargement of laundry equipment, nine hundred sixty-four dollars (re. \$964)".

Page 66, line 18, after the word "expenses" strike out the word "twelve" and insert in place thereof the word "sixteen"; and after the word "thousand" insert the words "five hundred"; after the word "dollars", strike out "(\$12,000)" and insert in place thereof "(\$16,500)".

Line 23, after the word "expenses" strike out the word "five" and insert in place thereof the word "two"; and after the word "hundred" insert the word "fifty"; and after the word "dollars" change "(\$500)" to "(\$250)".

Page 67, after the line 4, insert the following: "For the necessary expense of the summer cruise of the Naval Militia fifty thousand dollars (\$50,000), or so much thereof as may be necessary."

Line 21, after the word "form" strike out the word "thirteen" and insert in place thereof the word "twelve"; and after the word "thousand" strike out the words "five hundred".

Line 22, after the word "dollars" strike out "(\$13,500)" and insert in place thereof "(\$12,000)".

Page 68, after line 9, insert the following: "The sum of two thousand eight hundred thirty-five dollars and ninety-four cents (re. \$2,835.94), being the unexpended balance of appropriation for services and necessary travel expense in prosecuting war claims of the State against the United States made by chapter four hundred sixty-six, of the Laws of nineteen hundred eight, or so much thereof as may be necessary, is hereby reappropriated and made available for the same purposes.

"For allowance to headquarters Third Battalion, Naval Militia, under section two hundred eighteen Military Law from February fifteen, nineteen hundred and ten, to September thirtieth, nineteen hundred and ten, three hundred and seventy-five dollars (\$375), or so much thereof as may be necessary."

Strike out lines 16, 17, 18 and 19 and insert in place thereof the following: "The sum of five thousand, four hundred and two dollars and seventeen cents (Re. \$5,402.17), being the unexpended balance of an appropriation made by chapter two hundred twelve of the Laws of nineteen hundred and eight, for the construction of an elevator, shaft and tunnel and inclined footpath, is hereby reappropriated for the same purpose."

Page 71, after line 25, insert the following: "For the Superintendent of State Prisons, for providing additional office room for the prison department and for erecting a partition in the general office thereof, the sum of one thousand four hundred dollars (\$1,400)."

Page 76, after line 14, insert the following: "For extending the enclosure on the west side of the entrance corridor of the State street side of the Capitol, eight hundred dollars (\$800), or so much thereof as may be necessary."

Page 80, after line 20, insert the following: "For restoring the embankment of Moyer creek, destroyed by flood and for the cleaning out of the bed of the creek in the village of Frankfort, the sum of four thousand dollars (\$4,000), or so much thereof as may be necessary; the work to be done by contract or by State forces whichever method in the judgment of the Superintendent of Public Works shall be for the best interest of the State.

"For rebuilding and extending a wall along Steel's creek, north of the Erie canal, in the village of Ilion, the sum of four thousand dollars (\$4,000), or so much thereof as may be necessary; the work to be done by contract or by State forces whichever

method in the judgment of the Superintendent of Public Works shall be for the best interest of the State.

“ For the Superintendent of Public Works, for cleaning bars from the Chemung canal, between Watkins and Montour Falls, and for otherwise improving drainage and minimizing damage by floods, the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary.

“ For the Superintendent of Public Works, for the purpose of extending the dyke along the east bank of the Chemung river on the lands of Silas Gorton, in the town of Corning, in the county of Steuben, so as to discontinue and prevent the overflow of said lands, the sum of five thousand dollars (\$5,000), or so much thereof as may be necessary.”

Page 87, line 21, after the word “ dollars ” insert “ (\$35,000) ”.

Page 90, line 12, after the word “ law,” strike out the word “ ten ” and insert in place thereof the word “ twenty ”, and after the word “ dollars ” change “ (\$10,000) ” to “ (\$20,000) ”.

Page 99, after line 25, insert the following: “ Of the amounts appropriated by chapter four hundred fifty-five of the Laws of nineteen hundred and nine for the Eastern New York Custodial Asylum established by chapter three hundred thirty-one of the Laws of nineteen hundred and seven, now known as Letchworth Village, the sum of twenty-five hundred dollars of the amount appropriated for alterations and improvements to existing buildings on the site ‘ is hereby reappropriated for deficiency in the appropriation ’ for a spur track from the railroad to the site (re. \$2,500).”

Page 105, strike out lines 11, 12, 13, 14, 15 and 16.

Page 106, after line 4, insert the following: “ To Mitchell E. Friend, for personal expenses and counsel fees incurred in the contest by Samuel Marks for the seat of the thirty-first Assembly district of the county of New York in nineteen hundred and ten, the sum of two thousand dollars (\$2,000), to be paid upon the approval of the chairman of the committee on privileges and elections.”

Page 111, after line 11, insert the following: “ For the county treasurer of the county of Steuben, to reimburse that county for expenses incurred in criminal proceedings arising from murder trials in which Daniel McSweeney, Cornelius Sullivan, Hugh Edwards, Edward Pollard and Edward McEntyre, inmates of the New York State Soldiers and Sailors’ Home, were defendants, the sum of two thousand eighty-seven dollars and forty-seven cents (\$2,087.47), or so much thereof as may be necessary, to be paid to said county treasurer and audited by the Comptroller upon the certificate of the district attorney of Steuben county.”

Page 112, after line 3, insert the following: "For the Attorney-General, the sum of one thousand one hundred dollars (\$1,100), or so much thereof as may be necessary, for the prosecution of canal cases in accordance with the provisions of the Consolidated Canal Law, payable from the Canal Fund upon the audit of the Attorney-General."

Page 113, after line 8, insert the following: "For the Buffalo State Hospital, to purchase the L. A. Dwight farm, consisting of about thirty-three (33) acres in the town of Wilson, in the county of Niagara and State of New York, pursuant to option and now held under lease by said hospital for the accommodation of its patients, the sum of six thousand five hundred dollars (\$6,500), or so much thereof as may be necessary."

Page 114, after line 5, insert the following: "For Warren Butterfield for services and disbursements as enrolling officer in making the enrollment of persons liable to military duty in Company L, Thirty-third Regiment, New York State Militia, in the towns of Canton and Pierrepont, county of St. Lawrence, in the year eighteen hundred and sixty-four, pursuant to official designation and appointment, the sum of four hundred fifty-two dollars and fifty-four cents (\$452.54)."

Line 9, strike out the word "sixty" after the word "hundred" and insert in place thereof the word "twenty".

Page 111, after line 24, insert the following: "For installing the wires and other equipments requisite for lighting by electricity the light-house at the entrance of the channel on Lake Kenka at Penn Yan, the sum of four hundred and eighty-six dollars and sixty-nine cents (\$486.69), or so much thereof as may be necessary, and for paying the cost of electricity for lighting and maintaining such light-house, for the period of one year, one hundred and fifty dollars (\$150), or so much thereof as may be necessary, and for paying the storage on the light-house for nineteen and one-half months, prior to its erection, the sum of nineteen dollars and one-half (\$19.50)".

Page 15, after line 11, insert the following:

“(Finance Bureau.)”

"For salaries of employees from April first to September thirtieth, nineteen hundred and ten, as follows:

"For the voucher clerk, two hundred and fifty dollars (\$250.00);

"For the document clerk, two hundred and fifty dollars (\$250.00);

"Eleventh grade, one employee, one hundred dollars (\$100.00);

"Ninth grade, one employee, one hundred dollars (\$100.00);

"Seventh grade, three employees, three hundred dollars (\$300.00);".

"(*Land Tax Bureau.*)

"Chief clerk, one hundred dollars (\$100.00);

"Ninth grade, one employee, one hundred dollars (\$100.00);

"Eighth grade, one employee, fifty dollars (\$50.00);"

"(BUREAU OF HIGHWAYS.)

"(*Payable from Highway Fund.*)

"Sixth grade, one employee, fifty dollars (\$50.00);".

"(*Transfer Tax Bureau.*)

"Sixth grade, one employee, one hundred dollars (\$100.00);"

"(*Corporation Tax Bureau.*)

"Tenth grade, one employee, one hundred dollars (\$100.00);

"Ninth grade, two employees, two hundred dollars (\$200.00);

"Seventh grade, three employees, one hundred dollars (\$100.00);".

"For the Comptroller for the expenses necessarily incurred in the conduct of his office, including temporary clerical and stenographic services and traveling expenses of employees, made necessary by reason of new legislation, the sum of ten thousand dollars, or so much thereof as may be necessary.

"The sum of five thousand, one hundred and seven dollars and fifty-five cents (rc. \$5,107.55), being the unexpended balance of appropriations made by chapter four hundred and thirty-two of the Laws of nineteen hundred and nine, for the salaries of the second deputy comptroller, the assistant warrant clerk, and employees of the New York office, is hereby reappropriated; and the further sum of two hundred and four dollars and fifty cents (\$204.50), or so much thereof as may be necessary, is hereby appropriated for the salaries of the deputies to the Comptroller to September thirtieth, nineteen hundred and ten, pursuant to the provisions of chapter one hundred and eighty-nine of the Laws of nineteen hundred and ten."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 2401, Int. No. 252) entitled "An act to amend the Education Law, in relation to the apportionment of school moneys," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2400, Int. No. 346) entitled "An act to amend the Penal Law, relative to the punishment of parents, guardians or other persons for contributing to the delinquency and offenses of children," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2425, Int. No. 1200) entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2399, Int. No. 1412) entitled "An act to amend the Judiciary Law, in relation to the salaries of attendants and messengers of the surrogate's court of New York county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 113

NOES 3

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Baumes	Donovan	Howard	Oliver	Trombly

Bennett	Ebbets	Jackson	O'Neil M A	Vosburgh
Boshart	Evans	Joseph	Parker	Walker
Boylan	Farrell	Keller	Patrie	Walters
Brainerd	Fay	Kopp	Perkins	Waters
Brennan	Feeley	Lachman	Phillips C W	Weber
Brown G W	Filley	Lansing	Phillips J S	Weiland
Burgoyne	Foley	Lee	Pitkin	Weimert
Callan	Friend	Lowman	Reed	Weinstein
Chanler	Frisbie	Lupton	Rozan	Wende
Cheney	Garfein	MacGregor	Sanner	White E H
Clarke R H	Gerhardt	Manley	Shea	White L H
Coffey	Goldberg	McCue	Shepardson	Whitney
Colné	Goochin	McElligott	Shortt	Wilkie
Conklin	Grautard	McGrath	Smith A E	Wilsnack
Connell	Greenwood	McKeon	Smith M	Wright
Cosad	Hackett	Merritt	Stivers	Yale
Crocker	Haines	Metzendorf	Sullivan	Young F L
Dana	Harwood	Murray	Sweet	Zorn
Delano	Herrick	Neupert		

Those who voted in the negative were :

Bates	Raldiris	Ward
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2402, Int. No. 750) entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations," having been announced for a third reading,

On motion of Mr. A. F. Allen, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 2426, Int. No. 1136) entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2427, Int. No. 109) entitled "An act to amend the Education Law, in relation to the establishment of a State school of agriculture on Long Island, providing for its management and control, and making an appropriation therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Friend	Lowman	Raldiris	Weimert
Callan	Frisbie	Lupton	Reed	Weinstein
Chanler	Garfein	MacGregor	Rozan	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke R H	Goldberg	McCue	Shea	White L H
Coffey	Goodwin	McElligott	Shepardson	Whitney
Colné	Graubard	McGrath	Shortt	Wilkie
Conklin	Greenwood	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2228, Int. No. 1578) entitled "An act to amend the Poor Law, in relation to providing for the settlement of poor persons," having been announced for a second reading,

On motion of Mr. Abbey, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 2442, Int. No. 957) entitled "An act to amend section four of the Tax Law, in relation to the exemption of personal property from taxation," was read the second time.

On motion of Mr. Shortt, said bill was placed on the order of third reading and referred to the committee on revision.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 5, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1740, Senate reprint No. 1218, Int. No. 1144), entitled "An act to amend the General Corporation Law, in relation to dispensing with publications of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Wilkie moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 116

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Higgins	Nolan	Thompson
Allen A F	Doherty	Hinman	O'Connor	Thorn
Barden	Donnelly	Holden	Odell	Toombs
Bates	Donovan	Howard	Oliver	Trombly
Baumes	Ebbets	Jackson	O'Neil M A	Vosburgh
Bennett	Evans	Joseph	Parker	Walker
Boshart	Farrell	Keller	Patrie	Walters
Boylan	Fay	Kopp	Perkins	Ward
Brainerd	Feeley	Lachman	Phillips C W	Waters
Brennan	Filley	Lansing	Phillips J S	Weber
Brown G W	Foley	Lee	Pitkin	Weiland
Burgoyne	Fowler	Lowman	Raldiris	Weimert
Callan	Friend	Lupton	Reed	Weinstein
Chanler	Frisbie	MacGregor	Rozan	Wende
Cheney	Garfein	Manley	Sanner	White E H
Clarke R H	Gerhardt	McCue	Shea	White L H
Coffey	Goldberg	McElligott	Shepardson	Whitney
Colné	Goodwin	McGrath	Shortt	Wilkie
Conklin	Graubard	McKeon	Smith A E	Wilsnack
Connell	Hackett	Merritt	Smith M	Wright
Cosad	Haines	Metzendorf	Stivers	Yale
Crocker	Harwood	Murray	Sullivan	Young F L
Dana	Herrick	Neupert	Sweet	Zorn
Delano				

Mr. Wilkie moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 1, after period insert "Petition by corporation to change name."

Page 2, line 21, after period insert "Notice of presentation of petition."

Page 3, line 19, strike out second "of" and insert "if".

Page 4, line 1, after period insert "Order authorizing change".

Page 4, line 26, strike out "thereon" and insert "thereof".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 4, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1686, Int. No. 1308), entitled "An act to extend the corporate existence of the Acme Land Company and to validate its conveyances of real estate."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Wilkie moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hinman	Miller W G	Thompson
Allen A F	Delano	Hoey	Murray	Thorn
Allen H E	De Long	Holden	Neupert	Trombly
Argetsinger	Doherty	Howard	Nolan	Van Olinda
Barden	Donovan	Jackson	O'Connor	Vicinus
Bates	Ebbets	Joseph	Odell	Vosburgh

Baumes	Evans	Keller	Oliver	Walker
Bennett	Farrell	Kopp	Parker	Walters
Boshart	Fay	Lachman	Patrie	Ward
Brainerd	Feeley	Lansing	Perkins	Waters
Brennan	Filley	Lee	Phillips C W	Weber
Brown C F	Foley	Levy A J	Phillips J S	Weiland
Brown G W	Fowler	Levy J	Pitkin	Weinstein
Burgoyne	Friend	Lowman	Reed	Wende
Callan	Frisbie	Lupton	Roberts	White E H
Caughlan	Garfein	Macdonald	Rozan	White L H
Chanler	Goldberg	MacGregor	Sanner	Whitley
Cheney	Goodspeed	Manley	Shea	Whitney
Clarke R H	Goodwin	Marlatt	Shepardson	Wilkie
Clark S C	Graubard	McCue	Shortt	Wilsnack
Coffey	Gray	McElligott	Smith A E	Wood
Colné	Green	McInerney	Smith M	Wright
Conklin	Greenwood	McKeon	Stevenson	Yale
Connell	Hackett	Merritt	Stivers	Young E
Cosad	Harwood	Metzendorf	Sullivan	Young F L
Crocker	Herrick	Miller J L	Sweet	Zorn
Cross	Higgins			

Mr. Wilkie moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 3, strike out "on" and insert "or".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Wilkie offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1740, Senate reprint No. 1218, Int. No. 1144), entitled "An act to amend the General Corporation Law, in relation to dispensing with publications of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. W. G. Miller, offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 166, Int. No. 165), entitled "An act to amend the Election Law, in relation to registration of voters for town and village elections," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 5, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 1068, Rec. No. 174), entitled "An act to amend chapter thirty-five of the Laws of nineteen hundred and ten, entitled 'An act permitting the board of supervisors of Rensselaer county to create a commission to erect and furnish a new jail, workhouse and quarters for the sheriff of the county of Rensselaer within the city of Troy, for the use of said county, to acquire the necessary land therefor, and to provide means to defray the expenses thereof,' in respect to the time within which the commissioners shall take and file their oath of office," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 5, 1910.*

Resolved (if the Assembly concur), That Senate bill (No. 948, Rec. No. 143), entitled "An act to amend chapter one hundred

and sixty of the Laws of nineteen hundred, entitled 'An act to incorporate the city of Cortland,' relative to the board of fire commissioners," be returned to the Governor.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Assembly bill (No. 1582, Senate reprint No. 1211, Int. No. 1243), entitled "An act to amend chapter eighty-seven of the Laws of nineteen hundred and five, entitled 'An act to authorize the city of Mount Vernon to borrow money by the issue of bonds, for the purpose of purchasing sites and erecting buildings for the use of the fire and police departments, and to provide a sinking fund to pay principal and interest of said bonds,' in relation to the amount of such bonds."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Mount Vernon.

Also, Assembly bill (No. 1530, Senate reprint No. 1210, Int. No. 1212), entitled "An act to amend the charter of the city of New Rochelle, in relation to the raising of money by tax for the care of trees on the highways and in the public parks of the city, and providing for borrowing money for the care of such trees in the year nineteen hundred and ten."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

Also, Assembly bill (No. 1795, Senate reprint No. 1220, Int. No. 83), entitled "An act making appropriations for the State institutions reporting to the Fiscal Supervisor of State Charities."

Also, Assembly bill (No. 1455, Senate reprint No. 1215, Int. No. 385), entitled "An act to amend the Code of Civil Procedure, in relation to the expenses of the judges of the Court of Claims."

Ordered, That the Clerk deliver said bills to the Governor.

Also, the bill (No. 2184, Int. No. 1367), entitled "An act to amend chapter five hundred and sixty-nine of the Laws of nineteen

hundred and nine, entitled 'An act to authorize the selection, location, and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor, and authorizing an issue of bonds to pay such appropriation."

Also, the bill (No. 1802, Int. No. 1357), entitled "An act to amend the Insanity Law, relative to the Psychiatric Institute and the director thereof."

Also, the bill (No. 693, Int. No. 637), entitled "An act to amend the Town Law, in relation to meeting of town board for auditing accounts."

Also, the bill (No. 1567, Int. No. 1228), entitled "An act to change the name of Grace Methodist Episcopal Church of the borough of Queens, city of New York, to Van Alst Avenue Methodist Episcopal Church of the borough of Queens, city of New York."

Also, the bill (No. 1824, Int. No. 1004), entitled "An act to amend the Public Lands Law, in relation to notice of discovery of mines."

Also, the bill (No. 2144, Int. No. 1547), entitled "An act for the relief of the town of Johnstown, in the county of Fulton."

Also, the bill (No. 1571, Int. No. 1332), entitled "An act to amend the Forest, Fish and Game Law, in relation to the waters and territory comprising the Saint Lawrence reservation," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill (No. 846, Assembly reprint No. 2268, Rec. No. 142), entitled "An act to amend the Election Law, in relation to filing and preserving statements of campaign receipts and expenses," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

Also, the bill (No. 1354, Reprint No. 2324, Int. No. 164), entitled "An act to amend the Education Law, in relation to payment of unpaid school taxes from county treasury."

Also, the bill (No. 787, Reprint No. 2325, Int. No. 703),

entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time."

Also, the bill (No. 1536, Reprint No. 2329, Int. No. 1220), entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, entitled 'An act to provide for the planting and protection of oysters in those portions of the Great South bay, lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' in relation to allotments of portions of such bay."

Ordered, That the Clerk deliver said bills to the Governor.

Also, the bill (No. 1928, Int. No. 1208), entitled "An act authorizing the city of Lockport to raise money for the purpose of improving, operating and maintaining the city hospital in said city, and to issue its bonds therefor," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

Also, the bill (No. 1951, Int. No. 1444), entitled "An act to amend the Greater New York charter so as to confer upon the board of estimate and apportionment power to acquire land for playground purposes," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

A communication was received from Hon. M. D. Hanson, mayor of the city of Cohoes, returning Assembly bill (No. 1642, Senate reprint No. 1058, Int. No. 1193), entitled "An act to amend chapter one hundred and ninety-three of the Laws of nineteen hundred and eight, entitled 'An act to authorize the city of Cohoes to contribute toward a memorial to the soldiers and sailors of the Civil War,' by increasing the maximum amount of such contribution," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Harry E. Colwell, mayor of the city of New Rochelle, returning Assembly bill (No. 1532, Int. No. 1214), entitled "An act to authorize the city of New Rochelle to use the unexpended and unappropriated balance of a previous bond issue," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Harry E. Colwell, mayor of the city of New Rochelle, returning Assembly bill (No. 1006, Senate reprint No. 940, Int. No. 740), entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to the acquisition of land for public purposes," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1740, Senate reprint No. 1218, Int. No. 1144), entitled "An act to amend the General Corporation Law, in relation to dispensing with publications of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 166, Int. No. 165), entitled "An act to amend the Election Law, in relation to registration of voters for town and village elections," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 5, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 166, Int. No. 165), entitled "An act to amend the Election Law, in relation to registration of voters for town and village elections."

CHARLES E. HUGHES.

On motion of Mr. Merritt, the House adjourned.

FRIDAY, MAY 6, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2143, Int. No. 1546), entitled "An act to amend section three of the State Law, in relation to the boundary lines between the State of New York and the Commonwealth of Massachusetts," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Brainerd gives notice that he requests that Assembly bill (No. 1758, Int. No. 1343), entitled "An act to amend the Forest, Fish and Game Law, in relation to use of ferrets in Livingston county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Joseph gives notice that he requests that Assembly bill (No. 2208, Int. No. 443), entitled "An act to amend the Penal Law, in relation to corporations practicing medicine or dentistry," a copy of which is hereto annexed, be made a special order, and asks

that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. M. Smith gives notice that he requests that Assembly bill (No. 2451, Int. No. 1665), entitled "An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2449, Int. No. 1663), entitled "An act to legalize the acts of Fayette G. Myers, clerk of the village of Mechanieville," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2448, Int. No. 1662), entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanieville, and to repeal certain acts,' in relation to the village boundaries," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitley gives notice that he requests that Assembly bill (No. 2455, Int. No. 1667), entitled "An act conferring jurisdiction upon the County Court of Monroe county to adjudicate upon all cases of children in Monroe county under sixteen years of age, who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the State; and regulating the procedure in such cases, including the establishment of a detention home, a probation system and the appointment of guardians for such children," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitley gives notice that he requests that Assembly bill

(No. 2443, Int. No. 1668), entitled "An act conferring jurisdiction upon the County Court of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law and regulating the procedure therein," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Wilkie gives notice that he requests that Assembly bill (No. 2413, Int. No. 1652), entitled "An act authorizing the Commissioners of the Land Office to complete the sale by grant and conveyance of certain unappropriated State lands," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. F. L. Young gives notice that he requests that Assembly bill (No. 2446, Int. No. 1660), entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the powers of the board of trustees of such village to raise and apply moneys for charitable purposes," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 531, Int. No. 499), entitled "An act to amend the Penal Law, in relation to affixing advertisements to property of another," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Lupton gives notice that he requests that Assembly bill (No. 2225, Int. No. 1574), entitled "An act to amend chapter one hundred and thirty-one of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof,' in relation to appointment and salaries of employees at the jail,"

a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Boshart gives notice that he requests that Assembly bill (No. 358, Int. No. 342), entitled "An act to amend the Agricultural Law, in relation to investigation of certain questions relative to milk and milk products and other farm products, providing penalties and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2238, Int. No. 966), entitled "An act to amend the Tax Law, in relation to the appointment of appraisers, stenographers and clerks," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. McCue gives notice that he requests that Assembly bill (No. 2316, Int. No. 991), entitled "An act to amend the Greater New York charter, in relation to allowances for blind persons and appropriations therefor, and making temporary provisions for raising funds for the present increases of such allowances," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2085, Int. No. 1500), entitled "An act for the retirement of employees of the New York State hospitals for the insane," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2369, Int. No. 1516), entitled "An act to amend the Liquor Tax Law, in relation to the issuance of liquor tax certificates and illegal sales and selling," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the

committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2391, Int. No. 1517), entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Feeley gives notice that he requests that the Senate bill introduced by Mr. Mackenzie (No. 86, Rec. No. 86), entitled "An act to amend 'An act relating to education, constituting chapter sixteen of the Consolidated Laws,' in relation to the powers and duties of boards of education," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Foley gives notice that he requests that the Senate bill introduced by Mr. Cronin (No. 1142, Rec. No. 236), entitled "An act to amend the Greater New York charter, relative to the number of deputies in the department of public charities," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2394, Int. No. 1391), entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Code of Civil Procedure, in relation to the effect of a dismissal of a complaint or counterclaim" (No. 1342, Rec. No. 251), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Criminal Procedure, in relation to the confession or admission of a defendant" (No. 1341, Rec. No. 252), which was read the first time and referred to the committee on codes.

"An act to amend the Penal Law, in relation to frauds upon hospitals by patients therein" (No. 1343, Rec. No. 253), which was read the first time and referred to the committee on codes.

"An act to amend section six of chapter twenty-nine, Laws of nineteen hundred and nine, being the General Municipal Law, entitled 'An act relating to municipal corporations, constituting chapter twenty-four of the Consolidated Laws,' in relation to funded debts" (No. 1233, Rec. No. 254), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Insanity Law, relative to wages of certain employees of State hospitals" (No. 1298, Rec. No. 255), which was read the first time and referred to the committee on ways and means.

"An act to amend the Insanity Law, relative to the care and treatment of insane persons and persons under examination as to their sanity, pending such examination and prior to their transfer to institutions for the insane" (No. 1303, Rec. No. 256), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Penal Law, in relation to weights and measures" (No. 1264, Rec. No. 257), which was read the first time and referred to the committee on codes.

"An act to amend the Insurance Law, in relation to the authority of persons negotiating fire insurance" (No. 1294, Rec. No. 258), which was read the first time and referred to the committee on insurance.

"An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof" (No. 1309,

Rec. No. 259), which was read the first time and referred to the committee on affairs of cities.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to authorize the Comptroller of the State to hear and determine the application of George D. Baldwin for the cancellation of tax sale made in the year eighteen hundred and forty-eight of sublot one of lot twenty-four, Palmer's purchase, middle division, Hamilton county." (No. 2233, Int. No. 1583.)

"An act to amend the Agricultural Law, in relation to concentrated commercial feeding stuffs." (No. 2428, Int. No. 1446.)

"An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' generally." (No. 2429, Int. No. 1466.)

"An act to amend the Code of Criminal Procedure, in relation to probation." (No. 2438, Int. No. 1570.)

"An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for the prevention of cruelty to children." (No. 2333, Int. No. 1419.)

"An act to amend the Penal Law, in relation to fines, penalties and forfeitures payable to societies for the prevention of cruelty to animals." (No. 2336, Int. No. 1418.)

"An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York." (No. 2338, Int. No. 1422.)

"An act to amend the Public Health Law, in relation to fines payable to the State Board of Pharmacy." (No. 2343, Int. No. 1420.)

"An act to amend the Code of Criminal Procedure, in relation to bail." (No. 2340, Int. No. 1416.)

"An act to amend the Education Law, relative to establishing a law library in the second judicial district." (No. 2297, Int. No. 1350.)

"An act to authorize the board of assessors of the city of New York to estimate and allow the damages sustained by owners of real property fronting upon streets approaching the Manhattan

bridge over the East river in said city." No. 2330, Int. No. 1045.

"An act to authorize the Comptroller of the State to hear and determine the application of Eli Christman for cancellation of the tax sale made by the Comptroller in nineteen hundred of a portion of lot number seventeen, Lott and Low's patent, in the town of Stratford, Fulton county." (No. 806, Int. No. 719.)

"An act to amend the Code of Criminal Procedure, in relation to proceedings when a person in confinement appears to be insane." (No. 2439, Int. No. 1331.)

"An act to amend the Agricultural Law, in relation to the definition of adulterated milk." (No. 967, Int. No. 834.)

"An act to amend the Code of Criminal Procedure, in relation to probation." (No. 2222, Int. No. 1571.)

"An act to amend the Code of Criminal Procedure, relating to the jurisdiction of the County Courts of the counties of Albany and Ulster." (No. 1895, Int. No. 1410.)

"An act to amend, revise and consolidate the charter of the village of Ossining." (No. 2346, Int. No. 1219.)

By unanimous consent the following bills were introduced:

Mr. Lachman introduced a bill entitled "An act to amend the Agricultural Law, in relation to the keeping of cows in certain counties" (Int. No. 1708), which was read the first time and referred to the committee on agriculture.

Mr. Lansing introduced a bill entitled "An act to amend the Agricultural Law, in relation to abattoirs" (Int. No. 1709), which was read the first time and referred to the committee on agriculture.

Mr. C. W. Phillips introduced a bill entitled "An act to amend the Election Law, in relation to registration of voters for village elections" (Int. No. 1710), which was read the first time and referred to the committee on the judiciary.

Mr. Walters introduced a bill entitled "An act to amend the State Charities Law, in relation to the powers of the board of managers of the Syracuse State Institution for Feeble-Minded Children" (Int. No. 1711), which was read the first time and referred to the committee on the judiciary.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Merritt (No. 2143, Int. No. 1546), entitled "An act to amend section three of the State Law, in relation to the boundary lines between the State of New York and the Commonwealth of Massachusetts."

Also, Assembly bill introduced by Mr. Brainerd (No. 1758, Int. No. 1343), entitled "An act to amend the Forest, Fish and Game Law, in relation to use of ferrets in Livingston county."

Also, Assembly bill introduced by Mr. Joseph (No. 2208, Int. No. 443), entitled "An act to amend the Penal Law, in relation to corporations practicing medicine or dentistry."

Also, Assembly bill introduced by Mr. M. Smith (No. 2451, Int. No. 1665), entitled "An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor."

Also, Assembly bill introduced by Mr. Whitney (No. 2449, Int. No. 1663), entitled "An act to legalize the acts of Fayette G. Myers, clerk of the village of Mechanicville."

Also, Assembly bill introduced by Mr. Whitney (No. 2448, Int. No. 1662), entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries."

Also, Assembly bill introduced by Mr. Whitley (No. 2455, Int. No. 1667), entitled "An act conferring jurisdiction upon the County Court of Monroe county to adjudicate upon all cases of children in Monroe county under sixteen years of age, who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the State; and regulating the procedure in such cases, including the establishment of a detention home, a probation system and the appointment of guardians for such children."

Also, Assembly bill introduced by Mr. Whitley (No. 2443, Int. No. 1668), entitled "An act conferring jurisdiction upon the County Court of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law and regulating the procedure therein."

Also, Assembly bill introduced by Mr. Wilkie (No. 2413, Int. No. 1652), entitled "An act authorizing the Commissioners of the Land Office to complete the sale by grant and conveyance of certain unappropriated State lands."

Also, Assembly bill introduced by Mr. F. L. Young (No. 2446, Int. No. 1660), entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the powers of the board of trustees of such village to raise and apply moneys for charitable purposes," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred Senate bill introduced by Mr. Cronin (No. 1142, Rec. No. 236), entitled "An act to amend the Greater New York charter, relative to the number of deputies in the department of public charities," reported in favor of the passage of the same without amendment, and that the same be made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bill ordered made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Lupton (No. 2225, Int. No. 1574), entitled "An act to amend chapter one hundred and thirty-one of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof,' in relation to appointment and salaries of employees at the jail," reported in favor of the passage of the following substitute bill:

(See Appendix No. 37.)

and that the same be reprinted, as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately after the consideration of the special orders on third reading theretofore reported, which report was agreed to, and said bill ordered reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Merritt (No. 531, Int. No. 499), entitled "An act to amend the Penal Law, in relation to affixing advertisements to property of another," reported in favor of the passage of the same, with the following amendments:

"Any person, club or association may erect within a highway signs set so as not to interfere with traffic and directing users of the highway to places of scenic or historic interest or to a city, town or village, giving the distance to the same, or signs giving warning of a dangerous place upon the highway, or directions to operators of street railway cars."

and that the same be reprinted, as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported, which report was agreed to, and said bill ordered reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Boshart (No. 358, Int. No. 342), entitled "An act to amend the Agricultural Law, in relation to investigation of certain questions relative to milk and milk products and other farm products, providing penalties and making an appropriation therefor," reported the same with the following amendments:

On page 1, line 4, after "ing" strike out the words "after section eleven" and insert instead the word "thereto".

On page 1, line 4, after the word "section" strike out the word "twelve" and insert the word "thirteen".

On page 1, line 6, after "§" strike out the "12" and insert instead "13".

On page 3, strike out all of lines 11, 12, 13 and 14.

On page 3, line 15, after "§" strike out the figure "3" and insert "2".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Merritt (No. 2238, Int. No. 966), entitled "An act to amend the Tax Law, in relation to the appointment of appraisers, stenographers and clerks," reported the same with the following amendments:

Page 2, line 15, put brackets around the word "and" at the end of the line.

Line 16, after the word "Onondaga" insert the words "and Suffolk".

Line 17, after the word "Rensselaer" insert the word "and".

Line 17, put brackets around the words "and Suffolk."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Conklin (No. 2369, Int. No. 1516), entitled "An act to amend the Liquor Tax Law, in relation to the issuance of liquor tax certificates and illegal sales and selling," reported the same with the following amendments:

On page 4, line 15, strike out "eleven o'clock in the" and insert in place thereof "twelve o'clock midnight".

Line 16, strike out the word "evening".

Line 18, strike out the word "ten" and insert in place thereof the word "eleven".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. McCue (No. 2316, Int. No. 991), entitled "An act to amend the Greater New York charter, in relation to allowances for blind persons and appropriations therefor, and making temporary provision for raising funds for the present increase of such allowances," reported the same with the following amendment:

Page 2, line 15, beginning with the word "such" place in italics the balance of lines 15, 16 and 17.

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Conklin (No. 2391, Int. No. 1517), entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties," reported the same with the following amendments:

On page 7, line 5, strike out the first word "or".

On page 19, line 1, strike out the word "to" and insert in place thereof the word "or".

Line 2, after the word "demand" strike out the comma, and insert in place thereof the word "or".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Merritt (No. 2085, Int. No. 1500), entitled "An act for the retirement of employees of the New York State hospitals for the insane," reported the following substitute bill:

(See Appendix No. 38.)

and requests that said substitute bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill introduced by Mr. Mackenzie (No. 346, Rec. No. 21), entitled "An act to amend the Education Law, in relation to the powers and duties of boards of education," reported the same with the following amendments:

Strike out all of lines 1, 2, 3 and 4 and 16a in line 5, page 1, and substitute in lieu thereof the following:

"Section 1. Section three hundred and ten of chapter twenty-one of the Laws of nineteen hundred and nine, entitled 'An act relating to education, constituting chapter sixteen of the Consolidated Laws,' as amended by chapter one hundred and forty of the Laws of nineteen hundred and ten, is hereby amended by adding thereto a new subdivision to be known as subdivision twenty-one and to read as follows:

"21."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Merritt (No. 2394, Int. No. 1391), entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies," reported the same with the following amendments:

Page 18, line 21, after the word "prescribe" insert a period. Strike out balance of line.

Lines 22, 23, 24, 25 and 26, strike out.

Page 19, strike out line 1.

Page 19, strike out line 2, "notice as the commission may prescribe".

Page 19, line 22, strike out "no telegraph or tel-".

Strike out lines 23, 24, 25 and the word "mission" on line 26.

Page 23, line 3, after "purposes" strike out semi-colon and insert period.

Line 2, strike out "provided that no such stock, bonds, notes or other evi-".

Line 4 strike out; line 5 strike out; line 6 strike out words "without the permission and approval of the commission".

Page 20, line 9, strike out "with" and insert "without".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. J. S. Phillips, and by unanimous consent, the committee on rules was instructed to report Assembly bill (No. 1672, Int. No. 709), entitled "An act to amend the Election Law, in relation to the enrollment of party voters, nominations, primaries, conventions and party committees, and repealing certain sections relating thereto," with the following amendments:

Page 66, line 21, insert in italics before the period the words "except in a county wholly contained within a city".

Page 67, line 6, insert in italics after the bracket the following:

"In a county wholly contained within a city the custodian of primary records shall, thirty days before each official primary day, divide every Assembly district into primary districts, each of which shall consist of two contiguous election districts, except in case there is an odd number of election districts in such Assembly district, the highest numbered election district shall be a primary election district by itself. There shall be two polling places in each such primary districts, which shall be designated and provided at public expense by the board of elections of such city, and which shall be, so far as they are available, the same places as were used for the last preceding general election. Such board of elections shall assign one of the polling places in each primary district to the party which, at the election of a Governor, cast the highest number of votes for Governor, and at the other polling place in such primary district there shall be held the official primary elections of all other parties."

Page 68, line 8, insert after the period in italics the words: "except in a county wholly contained within a city" and begin the word "Three" with a small "t".

Page 68, line 25, insert in italics the following: "In a county wholly contained within a city there shall be for each primary district two boards of primary election officers, one of which shall consist of the election inspectors, poll clerks and ballot clerks for the election district or districts comprised within such primary district, who shall at the time represent the party which at the last preceding election of a Governor shall have cast the largest number of votes for Governor, and the other of which

shall consist of the election inspectors, poll clerks and ballot clerks who shall represent the party, which, at such election, shall have cast the second largest number of votes for Governor. The first mentioned of said boards shall conduct the primary elections of the party represented by its members, and the second mentioned of said boards shall conduct the primary elections of all other parties at the time entitled to hold official primary elections."

Page 70, line 9, insert in italics after the word "place" the following: "and for each election district the voters of which vote at such polling place".

Page 73, line 15, insert in italics after the word "provided" "for his election district".

Page 75, line 22, strike out brackets.

Page 77, lines 1 and 2, strike out brackets.

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. J. S. Phillips, said bill was ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker announced the special order, being the bill (No. 2143, Int. No. 1546) entitled "An act to amend section three of the State Law, in relation to the boundary lines between the State of New York and the Commonwealth of Massachusetts."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the bill (No. 1758, Int. No. 1343) entitled "An act to amend the Forest, Fish and Game Law, in relation to use of ferrets in Livingston county."

On motion of Mr. Brainerd, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Metzendorf	Thompson
Allen A F	De Long	Harwood	Murray	Thorn
Barden	Doherty	Hearn	Neupert	Trombly
Baumes	Donnelly	Herrick	Nolan	Van Olinda
Beck	Donovan	Hinman	Odell	Vosburgh
Boshart	Ebbets	Hoey	Oliver	Walters
Boylan	Evans	Holden	Parker	Waters
Brainerd	Eveleth	Jackson	Patrie	Weiland
Brown C F	Farrell	Keller	Perkins	Weinstein
Brown G W	Fay	Lachman	Phillips J S	White E H
Callan	Feeley	Lansing	Pitkin	White L H
Caughlan	Filley	Lowman	Reed	Whitney
Cheney	Fowler	Lupton	Sanner	Wilkie
Clarke R H	Garfein	MacGregor	Shea	Wilsnack
Coffey	Gerhardt	Manley	Shepardson	Wood
Colné	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McElligott	Stivers	Yale
Cosad	Gray	McInerney	Sullivan	Young F L
Crocker	Greenwood	McKeon	Sweet	Zorn
Cross	Hackett	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2208, Int. No. 443) entitled "An act to amend the Penal Law, in relation to corporations practicing medicine or dentistry."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the bill (No. 2451, Int. No. 1665) entitled "An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor."

On motion of Mr. M. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Metzendorf	Thompson
Allen A F	De Long	Harwood	Murray	Thorn
Barden	Doherty	Hearn	Neupert	Trombly
Baumes	Donnelly	Herrick	Nolan	Van Olinda
Beck	Donovan	Hinman	Odell	Vosburgh
Boshart	Ebbets	Hoey	Oliver	Walters
Boylan	Evans	Holden	Parker	Waters
Brainerd	Eveleth	Jackson	Patrie	Weiland
Brown C F	Farrell	Keller	Perkins	Weinstein
Brown G W	Fay	Lachman	Phillips J S	White E H
Callan	Feeley	Lansing	Pitkin	White L H
Caughlan	Filley	Lowman	Reed	Whitney
Cherney	Fowler	Lupton	Sanner	Wilkie
Clarke R H	Garfein	MacGregor	Shea	Wilsnack
Coffey	Gerhardt	Manley	Shepardson	Wood
Colné	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McElligott	Stivers	Yale
Cosad	Gray	McInerney	Sullivan	Young F L
Crocker	Greenwood	McKeon	Sweet	Zorn
Cross	Hackett	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2449, Int. No. 1663) entitled "An act to legalize the acts of Fayette G. Myers, clerk of the village of Mechanicville."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Metzendorf	Thompson
Allen A F	De Long	Harwood	Murray	Thorn
Barden	Doherty	Hearn	Neupert	Trombly
Baumes	Donnelly	Herrick	Nolan	Van Olinda
Beck	Donovan	Hinman	Odell	Vosburgh
Boshart	Ebbets	Hoey	Oliver	Walters
Boylan	Evans	Holden	Parker	Waters
Brainerd	Eveleth	Jackson	Patrie	Weiland
Brown C F	Farrell	Keller	Perkins	Weinstein
Brown G W	Fay	Lachman	Phillips J S	White E H
Callan	Feeley	Lansing	Pitkin	White L H
Caughlan	Fillee	Lowman	Reed	Whitney
Cheney	Fowler	Lupton	Sanner	Wilkie
Clarke R H	Garfein	MacGregor	Shea	Wilsnack
Coffey	Gerhardt	Manley	Shepardson	Wood
Colné	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McElligott	Stivers	Yale
Cosad	Gray	McInerney	Sullivan	Young F L
Crocker	Greenwood	McKeon	Sweet	Zorn
Cross	Hackett	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2448, Int. No. 1662) entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries."

Said bill having been announced for a second reading, on motion of Mr. Whitney, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Monday next.

Mr. Speaker announced the special order, being the bill (No. 2455, Int. No. 1667) entitled "An act conferring jurisdiction upon the County Court of Monroe county to adjudicate upon all cases of children in Monroe county under sixteen years of age, who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the State; and regulating the procedure in such cases, including the establishment of a detention home, a probation system and the appointment of guardians for such children."

On motion of Mr. Whitley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Delsno	Haines	Metzendorf	Thompson
Allen A F	De Long	Harwood	Murray	Thorn
Barden	Doherty	Hearn	Neupert	Trombly
Baumes	Donnelly	Herrick	Nolan	Van Olinda
Beck	Donovan	Hinman	Odell	Vosburgh
Boshart	Ebbets	Hoey	Oliver	Walters
Boylan	Evans	Holden	Parker	Waters
Brainerd	Eveleth	Jackson	Patrie	Weiland
Brown C F	Farrell	Keller	Perkins	Weinstein
Brown G W	Fay	Lachman	Phillips J S	White E H
Callan	Feeley	Lansing	Pitkin	White L H
Caughlan	Filley	Lowman	Reed	Whitney
Cheney	Fowler	Lupton	Sanner	Wilkie
Clarke R H	Garfein	MacGregor	Shea	Wilsnack
Coffey	Gerhardt	Manley	Shepardson	Wood
Colné	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McElligott	Stivers	Yale
Cosad	Gray	McInerney	Sullivan	Young F L
Crocker	Greenwood	McKeon	Sweet	Zorn
Cross	Hackett	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2443, Int. No. 1668) entitled "An act conferring jurisdiction upon the County Court of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law and regulating the procedure therein."

On motion of Mr. Whitley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Metzendorf	Thompson
Allen A F	De Long	Harwood	Murray	Thorn
Barden	Doherty	Hearn	Neupert	Trombly
Baumes	Donnelly	Herrick	Nolan	Van Olinda
Beck	Donovan	Hinman	Odell	Vosburgh
Boshart	Ebbets	Hoey	Oliver	Walters
Boylan	Evans	Holden	Parker	Waters
Brainerd	Eveleth	Jackson	Patrie	Weiland
Brown C F	Farrell	Keller	Perkins	Weinstein
Brown G W	Fay	Lachman	Phillips J S	White E H
Callan	Feeley	Lansing	Pitkin	White L H
Caughlan	Filley	Lowman	Reed	Whitney
Cheney	Fowler	Lupton	Sanner	Wilkie
Clarke R H	Garfein	MacGregor	Shea	Wilsnack
Coffey	Gerhardt	Manley	Shepardson	Wood
Colné	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McElligott	Stivers	Yale
Cosad	Gray	McInerney	Sullivan	Young F L
Crocker	Greenwood	McKeon	Sweet	Zorn
Cross	Hackett	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2413, Int. No. 1652) entitled "An act authorizing the Commissioners of the Land Office to complete the sale by grant and conveyance of certain unappropriated State lands."

On motion of Mr. Wilkie, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 99

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Thompson
Allen A F	Delano	Haines	Metzendorf	Thorn
Barden	De Long	Harwood	Murray	Trombly
Baumes	Doherty	Hearn	Neupert	Vicinus
Beck	Donnelly	Herrick	Nolan	Vosburgh
Boshart	Donovan	Hinman	Odell	Walters
Boylan	Ebbets	Hoey	Oliver	Waters
Brainerd	Evans	Holden	Parker	Weiland
Brown C F	Eveleth	Jackson	Patrie	Weinstein
Brown G W	Farrell	Keller	Perkins	White E H
Callan	Fay	Lachman	Phillips J S	White L H
Caughlan	Feeley	Lansing	Pitkin	Whitney
Chanler	Filley	Lowman	Reed	Wilkie
Cheney	Fowler	Lupton	Sanner	Wilsnack
'Clarke R H	Garfein	MacGregor	Shea	Wood
Coffey	Gerhardt	Manley	Shepardson	Wright
Colné	Goodspeed	Marlatt	Smith M	Yale
Connell	Goodwin	McElligott	Stivers	Young F L
Cosad	Gray	McInerney	Sullivan	Zorn
Crocker	Greenwood	McKeon	Sweet	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2446, Int. No. 1660) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the powers of the board of trustees of such village to raise and apply moneys for charitable purposes."

On motion of Mr. F. L. Young, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Metzendorf	Thompson
Allen A F	De Long	Harwood	Murray	Thorn
Barden	Doherty	Hearn	Neupert	Trombly
Baumes	Donnelly	Herrick	Nolan	Van Olinda
Beck	Donovan	Hinman	Odell	Vosburgh
Boshart	Ebbets	Hoey	Oliver	Walters
Boylan	Evans	Holden	Parker	Waters
Brainerd	Eveleth	Jackson	Patrie	Weiland
Brown C F	Farrell	Keller	Perkins	Weinstein
Brown G W	Fay	Lachman	Phillips J S	White E H
Callan	Feeley	Lansing	Pitkin	White L H
Caughlan	Filley	Lowman	Reed	Whitney
Cheney	Fowler	Lupton	Sanner	Wilkie
Clarke R H	Garfein	MacGregor	Shea	Wilsnack
Coffey	Gerhardt	Manley	Shepardson	Wood
Colné	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McElligott	Stivers	Yale
Cosad	Gray	McInerney	Sullivan	Young F L
Crocker	Greenwood	McKeon	Sweet	Zorn
Cross	Hackett	Merritt		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1142, Rec. No. 236), entitled "An act to amend the Greater New York charter, relative to the number of deputies in the department of public charities."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Monday next.

The Senate bill (No. 995, Assembly reprint No. 2507, Rec. No. 163) entitled "An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents," was read the second time.

On motion of Mr. Oliver, said bill was placed on the order of third reading.

On motion of Mr. Oliver, and by unanimous consent, said bill was made a special order on third reading for Monday next immediately after the reading of the journal.

The bill (No. 2470, Int. No. 1467) entitled "An act to amend, consolidate and revise the several acts relative to the city of Amsterdam," was read the third time, having been printed and

on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Metzendorf	Thorn
Allen A F	De Long	Harwood	Murray	Trombly
Barden	Doherty	Hearn	Neupert	Van Olinda
Baumes	Donnelly	Herrick	Nolan	Vosburgh
Beck	Donovan	Hinman	Odell	Walters
Boshart	Ebbets	Hoev	Oliver	Waters
Boylan	Evans	Holden	Parker	Weiland
Brainerd	Eveleth	Jackson	Patrie	Weimert
Brown C F	Farrell	Keller	Perkins	Weinstein
Brown G W	Fay	Lachman	Phillips J S	Wende
Callan	Feeley	Lansing	Pitkin	White E H
Caughlan	Filley	Lowman	Reed	White L H
Cherney	Fowler	Lupton	Sanner	Whitney
Clarke R H	Garfein	MacGregor	Shea	Wilkie
Coffey	Gerhardt	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Smith M	Wood
Connell	Goodwin	McElligott	Stivers	Wright
Cosad	Gray	McInerney	Sullivan	Yale
Crocker	Greenwood	McKeon	Sweet	Young F L
Cross	Hackett	Merritt	Thompson	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the bill (No. 257, Reprint No. 2401, Int. No. 252), entitled "An act to amend the Education Law, in relation to the apportionment of school moneys," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Also, the bill (No. 1406, Reprint No. 2426, Int. No. 1136), entitled "An act to amend chapter five hundred and eighty-three of the Laws of nineteen hundred and nine, entitled 'An act to authorize the several towns in the county of Suffolk to establish police districts outside the limits of any incorporated village therein, and to elect within such districts by ballot one police justice, three commissioners, and to provide for police patrolmen within said districts,' generally," with a message that they have

reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Also, the bill (No. 1515, Reprint No. 2425, Int. No. 1200), entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bills to the Governor.

Also, the bill (No. 2272, Int. No. 1599), entitled "An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half per centum, and to legalize the bonds of said village sold and awarded in pursuance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same, with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Louis P. Fuhrmann, mayor of the city of Buffalo, returning Assembly bill (No. 815, Senate reprint No. 796, Int. No. 525), entitled "An act to amend chapter five hundred and seventy of the Laws of nineteen hundred and nine, entitled 'An act to establish the city court of Buffalo, defining its powers and jurisdiction and providing for its officers,' in relation to compensation of jurors in said court," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Louis P. Fuhrmann, mayor of the city of Buffalo, returning Assembly bill (No. 1756, Int. No. 1341), entitled "An act to transfer a part of Niagara street in the city of Buffalo to the control and jurisdiction of the

board of park commissioners of said city," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Merritt, the House adjourned until Saturday, May 7th, at 10 o'clock A. M.

SATURDAY, MAY 7, 1910.

The House met pursuant to adjournment.

Mr. Lansing in the chair.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Hinman, the reading of the journal of yesterday was dispensed with and the same was approved.

On motion of Mr. Hinman, the House adjourned.

MONDAY, MAY 9, 1910.

The House met pursuant to adjournment.

Prayer by Rev. C. Van Ostenbrugge, West Albany.

On motion of Mr. Merritt, the reading of the journal of Saturday, May 7, 1910, was dispensed with and the same was approved.

Mr. Coffey gives notice that he requests that Assembly bill (No. 2457, Int. No. 1538), entitled "An act to provide a charter for the city of New Rochelle," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2226, Int. No. 1575), entitled "An act to amend the

Legislative Law, in relation to the drafting and revision of legislative bills, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Dana gives notice that he requests that Assembly bill (No. 1325, Int. No. 1083), entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2389, Int. No. 1074), entitled "An act to amend the Code of Civil Procedure, relating to the payment of money into court, and for the care and disposition thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Hinman gives notice that he requests that Assembly bill (No. 679, Int. No. 623), entitled "An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Lowman gives notice that he requests that Assembly bill (No. 2460, Int. No. 1507), entitled "An act to incorporate Arnot Art Gallery," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Sweet gives notice that he requests that Assembly bill (No. 2404, Int. No. 733), entitled "An act to amend chapter fifteen of the Laws of nineteen hundred and nine, entitled 'An act in relation to the civil service of the State of New York and the civil divisions and cities thereof, constituting chapter seven

of the Consolidated Laws,' in relation to the power of removal," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 432, Int. No. 412), entitled "An act making appropriations for repairs, renewals and betterments for the Several State prisons, the Matteawan Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. S. C. Clark gives notice that he requests that Assembly bill (No. 2480, Int. No. 1679), entitled "An act to authorize the Maple Grove Cemetery Association of Worcester, Otsego county, to accept a gift or bequest for the purpose of caring for a certain cemetery lot situate without the boundaries of the cemetery of such association," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Cross gives notice that he requests that Assembly bill (No. 2465, Int. No. 1675), entitled "An act to amend the Prison Law, in relation to indeterminate sentences," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Coffey gives notice that he requests that Assembly bill (No. 7, Int. No. 7), entitled "An act to provide for the erection of a new armory building in the city of Mount Vernon, New York, the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings, and the application of the proceeds to such new building, and for other purposes relative to the same," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for

the purpose of making the said bill a special order on second and third reading.

Mr. Hinman gives notice that he requests that Assembly bill (No. 67, Int. No. 67), entitled "An act providing for the erection of a State armory and stable in the city of Albany, the acquisition of a site therefor, and making an appropriation for building said armory and stable," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2304, Int. No. 1625), entitled "An act to amend the Tax Law, relative to taxable transfers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. MacGregor gives notice that he requests that Assembly bill (No. 2459, Int. No. 1217), entitled "An act authorizing the city of Buffalo to provide for the separation of the grades of certain streets and public grounds therein from the grades of railroad tracks upon or across the same, and for the discontinuance, contraction or alteration of said streets and public grounds," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. M. Smith gives notice that he requests that Assembly bill (No. 2452, Int. No. 1666), entitled "An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Shortt gives notice that he requests that Assembly bill (No. 2103, Int. No. 1521), entitled "An act to amend the Code of Criminal Procedure, generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred

to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2149, Int. No. 1552), entitled "An act to authorize the construction of State and county highways upon State lands in the forest preserve," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. J. S. Phillips gives notice that he requests that Assembly bill (No. 740, Int. No. 672), entitled "An act to amend the Insanity Law, relative to habeas corpus or certiorari in behalf of insane persons in State hospitals," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. J. S. Phillips gives notice that he requests that Assembly bill (No. 739, Int. No. 671), entitled "An act to amend the Code of Civil Procedure, relative to the issuance of writs of habeas corpus or certiorari in behalf of insane persons in State hospitals," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. J. S. Phillips gives notice that he requests that Assembly bill (No. 2456, Int. No. 1657), entitled "An act to provide for the leasing of camp sites within the forest preserve of the State," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

By unanimous consent the following bills were introduced:

By Mr. Joseph, "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to actions on certain contracts" (Int. No. 1712), which was read the first time and referred to the committee on codes.

By Mr. Brainerd, "An act to legalize bonds of the village of Pike, Wyoming county, to the amount of fifteen thousand dollars for the purpose of establishing a gravity water system and procuring the necessary water for fire protection and sanitary purposes in and for said village, and to provide for the payment of the principal and interest of said bonds" (Int. No. 1713), which was read the first time and referred to the committee on affairs of villages.

By Mr. Sweet, "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to notice of bond sales" (Int. No. 1714), which was read the first time and referred to the committee on affairs of cities.

By Mr. Whitney, "An act to legalize the acts of the persons who acted as directors of the Saratoga Victory Manufacturing Company, formerly a domestic corporation having its principal place of business at Victory Mills, New York, and the conveyances executed by, and taken in the name of said company, between the years eighteen hundred and sixty-six and the time this act takes effect" (Int. No. 1715), which was read the first time and referred to the committee on the judiciary.

By Mr. Raldiris, "An act to amend chapter sixty-one of the Consolidated Laws, known as the Tenement House Law, in relation to percentage of lot occupied" (Int. No. 1716), which was read the first time and referred to the committee on affairs of cities.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Coffey (No. 2457, Int. No. 1538), entitled "An act to provide a charter for the city of New Rochelle."

Also, Assembly bill introduced by Mr. Merritt (No. 2226, Int. No. 1575), entitled "An act to amend the Legislative Law, in relation to the drafting and revision of legislative bills, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Dana (No. 1325, Int. No. 1083), entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal."

Also, Assembly bill introduced by Mr. Fowler (No. 2389, Int. No. 1074), entitled "An act to amend the Code of Civil Proceed-

ure, relating to the payment of money into court, and for the care and disposition thereof."

Also, Assembly bill introduced by Mr. Hinman (No. 679, Int. No. 623), entitled "An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Lowman (No. 2460, Int. No. 1507), entitled "An act to incorporate Arnot Art Gallery."

Also, Assembly bill introduced by Mr. Sweet (No. 2404, Int. No. 733), entitled "An act to amend chapter fifteen of the Laws of nineteen hundred and nine, entitled 'An act in relation to the civil service of the State of New York and the civil divisions and cities thereof, constituting chapter seven of the Consolidated Laws,' in relation to the power of removal," reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately, which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Merritt (No. 432, Int. No. 412), entitled "An act making appropriations for repairs, renewals and betterments for the Several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts."

Also, Assembly bill introduced by Mr. S. C. Clark (No. 2480, Int. No. 1679), entitled "An act to authorize the Maple Grove Cemetery Association of Worcester, Otsego county, to accept a gift or bequest for the purpose of caring for a certain cemetery lot situate without the boundaries of the cemetery of such association."

Also, Assembly bill introduced by Mr. Cross (No. 2465, Int. No. 1675), entitled "An act to amend the Prison Law, in relation to indeterminate sentences."

Also, Assembly bill introduced by Mr. Coffey (No. 7, Int. No. 7), entitled "An act to provide for the erection of a new armory building in the city of Mount Vernon, New York, the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings, and

the application of the proceeds to such new building and for other purposes relative to the same."

Also, Assembly bill introduced by Mr. Hinman (No. 67, Int. No. 67), entitled "An act providing for the erection of a State armory and stable in the city of Albany, the acquisition of a site therefor, and making an appropriation for building said armory and stable."

Also, Assembly bill introduced by Mr. Merritt (No. 2304, Int. No. 1625), entitled "An act to amend the Tax Law, relative to taxable transfers."

Also, Assembly bill introduced by Mr. MacGregor (No. 2459, Int. No. 1217), entitled "An act authorizing the city of Buffalo to provide for the separation of the grades of certain streets and public grounds therein from the grades of railroad tracks upon or across the same, and for the discontinuance, contraction or alteration of said streets and public grounds."

Also, Assembly bill introduced by Mr. M. Smith (No. 2452, Int. No. 1666), entitled "An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State."

Also, Assembly bill introduced by Mr. Shortt (No. 2103, Int. No. 1521), entitled "An act to amend the Code of Criminal Procedure, generally."

Also, Assembly bill introduced by Mr. Whitney (No. 2149, Int. No. 1552), entitled "An act to authorize the construction of State and county highways upon State lands in the forest preserve."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 740, Int. No. 672), entitled "An act to amend the Insanity Law, relative to habeas corpus or certiorari in behalf of insane persons in State hospitals."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 739, Int. No. 671), entitled "An act to amend the Code of Civil Procedure, relative to the issuance of writs of habeas corpus or certiorari in behalf of insane persons in State hospitals."

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 2456, Int. No. 1657), entitled "An act to provide for the leasing of camp sites within the forest preserve of the State," reported in favor of

the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to amend the Greater New York charter, in relation to revenue bonds and special revenue bonds." (No. 2319, Int. No. 1407.)

"An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to organization of county board of canvassers." (No. 2278, Int. No. 1605.)

"An act to legalize and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions." (No. 2263, Int. No. 1594.)

"An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to civil contempt of court and the remedies, punishments and procedure thereon." (No. 2380, Int. No. 264.)

"An act to amend chapter seven hundred and thirty-three of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for violation.'" (No. 2022, Int. No. 1486.)

"An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' generally." (No. 2321, Int. No. 1397.)

“An act to amend the Railroad Law, in relation to the expense of alteration of railroad crossings in villages.” (No. 1065, Int. No. 911.)

“An act authorizing the Commissioners of the Land Office to complete the sale by grant and conveyance of certain unappropriated State lands.” (No. 2413, Int. No. 1652.)

“An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled ‘An act in relation to the Municipal Court of the city of New York, its officers and marshals,’ in relation to payment of money received by marshals, as amended by chapter two hundred and twenty-eight of the Laws of nineteen hundred and five.” (No. 2365, Int. No. 210.)

“An act to amend the Code of Civil Procedure, in relation to the probate of wills.” (No. 2435, Int. No. 331.)

“An act authorizing the abandonment for prison purposes of a tract of land situated on the west side of the Hudson river, in the counties of Orange and Rockland, and conferring jurisdiction thereover upon the Commissioners of the Palisades Interstate park.” (No. 2375, Int. No. 1427.)

“An act to amend the Judiciary Law, in relation to sheriff’s jurors in Queens county.” (No. 2371, Int. No. 1524.)

“An act to amend chapter one hundred and seventy of the Laws of nineteen hundred, entitled ‘An act to provide for the selection, location, appropriation and management of certain land along the palisades of the Hudson river for an interstate park, and thereby to preserve the scenery of the palisades,’ as amended by chapter six hundred and ninety-one of the Laws of nineteen hundred and six, and relating to the further extension of said park.” (No. 2387, Int. No. 1428.)

“An act to amend the State Boards and Commissions Law, in relation to apportioning, collecting and paying the cost of improvements in water courses, in certain cases, and in relation to the conservation, development and regulation of the water resources of the State for the public use and benefit.” (No. 2382, Int. No. 1304.)

“An act to amend the Code of Civil Procedure, in relation to examining witnesses for aiding service of process in certain actions.” (No. 1447, Int. No. 1164.)

"An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of the village not to exceed the sum of fifty-four thousand five hundred dollars for certain street improvements, to authorize the application of the receipts from assessments to the payment of the principal and interest of said bonds, and to authorize the raising of such taxes as may be necessary to pay such principal and interest, in addition to the receipts from said assessments." (No. 2374, Int. No. 1510.)

"An act to repeal section three hundred and sixty-five of the Penal Law, with relation to the delivery of property by a common carrier without the production of bill of lading." (No. 1899, Int. No. 1414.)

"An act to amend the Public Health Law, in relation to the construction of the provisions of such chapter relating to the practice of medicine." (No. 2290, Int. No. 1617.)

"An act conferring jurisdiction upon the County Court of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law and regulating the procedure therein." (No. 2443, Int. No. 1668.)

"An act making an appropriation to provide for the increase of the Indian collections of the State Museum." (No. 1228, Int. No. 1026.)

"An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of said village not to exceed the sum of one hundred and twenty-one thousand dollars, for the purpose of paying the share of the expenses of certain street improvements to be borne by the village at large, and to authorize the raising of taxes to pay the principal and interest of said bonds." (No. 2376, Int. No. 1511.)

"An act to amend section four of chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' as amended by chapter three hundred and sixty-five of the Laws of nineteen hundred and six, chap-

ter one hundred and ninety-six of the Laws of nineteen hundred and eight and by chapter two hundred and seventy-three of the Laws of nineteen hundred and nine, relative to the jurisdiction of the Court of Claims." (No. 2195, Int. No. 1562.)

"An act to provide for the purchase of a plot of land on the battlefield of Antietam and for the erection thereon of a monument in commemoration of the soldiers of the Fourteenth Regiment, New York State Militia, Infantry, known upon the rolls of the United States army during the late Civil War as the Eighty-fourth New York Volunteers, Infantry, who were engaged in the battle of Antietam, Maryland, September sixteenth and seventeenth, eighteen hundred and sixty-two, and making an appropriation therefor." (No. 727, Int. No. 659.)

"An act to provide for the rebuilding, alteration and improvement of the State armory in the city of Olean, the disposition of the old armory building, and making an appropriation therefor." (No. 88, Int. No. 88.)

"An act to amend the Highway Law, in relation to a State Highway in the counties of Saratoga and Schenectady." (No. 2419, Int. No. 1499.)

"An act to amend the Legislative Law, in relation to the distribution of bound printed volumes of the Session Laws." (No. 2410, Int. No. 1649.)

"An act to amend the Tenement House Law, in relation to bulkheads and entrance halls in tenement houses." (No. 2310, Int. No. 1514.)

"An act to authorize the city of Buffalo to issue its bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city." (No. 845, Int. No. 746.)

"An act to amend the Greater New York charter, in relation to the pavement of streets and the payment of the cost thereof." (No. 2056, Int. No. 1494.)

"An act providing for the construction of a bridge over the Mohawk river at Vischer's Ferry, and the approaches thereto, in the town of Clifton Park in the county of Saratoga, and making an appropriation therefor." (No. 2202, Int. No. 908.)

"An act to amend the Highway Law, in relation to State-county highways, and connecting highways, in villages." (No. 2256, Int. No. 1587.)

"An act to enlarge the fish hatchery at Bemus Point on Chautauqua lake, Chautauqua county, for the propagation of fish, and making an appropriation therefor." (No. 2124, Int. No. 1530.)

"An act to empower the electors of the town of Oswegatchie, in the county of Saint Lawrence, to vote an appropriation for the purchase of a site and the erection of a building to be used as a town house and lockup in that part of said town known as Heuvelton." (No. 1675, Int. No. 1296.)

"An act to validate and legalize the publication of municipal advertisements, ordinances, official notices and legal notices of the city of Mount Vernon between certain dates." (No. 2291, Int. No. 1618.)

"An act to amend the Code of Criminal Procedure, in relation to probation officers." (No. 2440, Int. No. 1572.)

"An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relative to the department of assessment and taxation of the city of Syracuse.'" (No. 2288, Int. No. 1615.)

"An act to amend the Labor Law, in relation to employer's liability." (No. 2318, Int. No. 1129.)

"An act to amend subdivision four of section twenty-five of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' by providing that the court may impose costs upon the granting of a motion for the transfer of an action from one district to another." (No. 2193, Int. No. 1560.)

"An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof." (No. 2352, Int. No. 1635.)

"An act to amend chapter two hundred and sixty-eight of the Laws of eighteen hundred and ninety-one, entitled 'An act in relation to the office of sheriff in the county of Columbia,' in relation to the salary and disbursements of the sheriff." (No. 2314, Int. No. 723.)

"An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Bainbridge, Chenango county, and making an appropriation therefor." (No. 785, Int. No. 701.)

"An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' relative to the bridges on the canal route between the Syracuse harbor and Lake Ontario at Oswego." (No. 754, Int. No. 676.)

"An act to accept a deed or deeds from the United States of America, the city of Buffalo and other parties, to the people of the State of New York, of land in the city of Buffalo, in said State." (No. 2306, Int. No. 1627.)

"An act to amend the Town Law, in relation to compensation of certain town officers." (No. 2116, Int. No. 1522.)

"An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' generally." (No. 2282, Int. No. 1609.)

"An act to amend the Highway Law, in relation to injuries to highways." (No. 2234, Int. No. 1584.)

"An act to legalize, ratify and confirm the proceedings of the town of North Elba in the adoption of the proposition to authorize the securing of site and erecting a town building in the west end of the town and to raise and appropriate the sum of eight

thousand dollars for such purpose and to issue bonds therefor, and to legalize the bonds of such town sold and awarded in pursuance thereof to the amount of eight thousand dollars and to provide for the payment of the same." (No. 2280, Int. No. 1607.)

"An act to amend section fifteen of chapter fifty-one of the Laws of eighteen hundred and forty-seven, entitled 'An act in relation to the common schools in the city of Lockport,' as heretofore amended, relating to the amount of tax which may be raised." (No. 2287, Int. No. 1614.)

"An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' in relation to the construction of a filtration plant." (No. 2284, Int. No. 1611.)

"An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally." (No. 2308, Int. No. 1629.)

"An act to amend chapter twenty-six of the Laws of nineteen hundred and ten, entitled 'An act creating a commission for the government and control of a municipal hospital for the city of Buffalo for the care and treatment of persons affected with incipient tuberculosis, and defining the powers and prescribing the duties of said commission,' relating to the name of the hospital." (No. 2123, Int. No. 1529.)

"An act to legalize, ratify and confirm the proceedings of the village of Monticello in the adoption of a proposition to authorize the establishment of a sewer system in said village at an expense not to exceed one hundred and seven thousand dollars, and to issue the bonds of the village for not to exceed one-half thereof, to raise the rate of interest to be paid on said bonds from four per centum to four and one-half per centum, and to legalize the bonds of said village sold and awarded in pursuance thereof to the amount of fifty-three thousand dollars, and to provide for the payment of the same." (No. 2272, Int. No. 1599.)

"An act to amend the Greater New York charter, in relation to water meters." (No. 2303, Int. No. 1624.)

"An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled 'An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three," and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation,' relative to the employment of two temporary assistant special examiners and appraisers and their compensation, and that of the special examiner and appraiser." (No. 2231, Int. No. 1581.)

"An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' so as to extend the boundaries of said city." (No. 1046, Int. No. 885.)

"An act to further amend chapter four hundred and twenty-five of the Laws of nineteen hundred and three, entitled 'An act to provide further regulation of the terminals and approaches thereto of the New York and Harlem railroad at and north of Forty-second street in the city of New York and of the public highway structures over said terminals and approaches and of the motive power to be used on said railroad.'" (No. 2194, Int. No. 1561.)

"An act to amend the State Charities Law, in relation to the regulation of State charitable institutions." (No. 2474, Int. No. 570.)

"An act to amend the Judiciary Law, in relation to the collection and publication of judicial statistics, and repealing certain sections of the Code of Criminal Procedure, in reference thereto." (No. 2398, Int. No. 1056.)

"An act to cede to the town of Smithtown, Suffolk county, all the right, title and interest of the State in lands adjacent to such town between high and low water marks, for the protection of clamming." (No. 2505, Int. No. 308.)

"An act to amend the Forest, Fish and Game Law, in relation to trespass." (No. 2472, Int. No. 294.)

"An act to amend the Insanity Law, relative to the care and treatment of insane persons, and persons under examination as to their sanity, pending such examination and prior to their transfer to institutions for the insane." (No. 2458, Int. No. 1287.)

"An act to amend the Railroad Law, in relation to the number of the crew required for operating certain locomotive engines." (No. 501, Int. No. 478.)

"An act to amend the Public Service Commissions Law, in relation to the transportation of certain persons by common carriers at reduced rates." (No. 445, Int. No. 425.)

"An act to amend the Education Law, in relation to the amount and payment of expenses for tuition and maintenance of deaf-mute children." (Senate No. 793, No. 2363, Rec. No. 155.)

"An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor." (No. 2451, Int. No. 1665.)

"An act to amend the Highway Law, in relation to damages for change of grade." (No. 2417, Int. No. 1656.)

"An act to extend the corporate existence of the Acme Land Company and to validate its conveyances of real estate." (No. 2516, Int. No. 1308.)

"An act to amend the General Corporation Law, in relation to dispensing publications of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations." (No. 2533, Int. No. 1144.)

Mr. Speaker announced the special order, being the Senate bill (No. 995, Assembly reprint No. 2507, Rec. No. 163) entitled "An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents."

Said bill having been announced, Mr. Weimert moved to amend as follows:

Page 2, lines 17 and 18, strike out "of the first class" and insert in lieu thereof "having a population of one million or over".

Page 12, lines 6, 7 and 8, strike out "and if conducted elsewhere in the State such bond shall be in the sum of fifty thousand dollars".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Foley, said bill was then read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 88

NOES 5

Those who voted in the affirmative were:

Abbey	Clarke R H	Fowler	Lansing	Roberts
Allen A F	Clark S C	Friend	Lupton	Shepardson
Allen H E	Coffey	Frisbie	Manley	Smith A E
Barden	Colné	Garfein	McCue	Smith M
Bates	Conklin	Gerhardt	McElligott	Stevenson
Baumes	Cosad	Gillen	McInerney	Stivers
Beck	Crocker	Goldberg	Merritt	Sullivan
Bennett	Cross	Goodspeed	Murray	Thompson
Boshart	Delano	Goodwin	Nolan	Van Olinda
Boylan	De Long	Greenwood	Odell	Waters
Brainerd	Doherty	Hackett	Oliver	Weiland
Brown C F	Donovan	Haines	O'Neill J J	Wende
Brown G W	Ebbets	Higgins	O'Neil M A	White L H
Burgoyne	Evans	Hoey	Parker	Whitney
Callan	Eveleth	Howard	Phillips C W	Wilkie
Caughlan	Feeley	Joseph	Phillips J S	Wilsnack
Chanler	Filley	Keller	Raldiris	Zorn
Cheney	Foley	Kopp		

Those who voted in the negative were:

Connell	Rozan	Weimert	White E H	Whitley
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Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2457, Int. No. 1538) entitled "An act to provide a charter for the city of New Rochelle."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown C W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frishie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2226, Int. No. 1575) entitled "An act to amend the Legislative Law, in relation to the drafting and revision of legislative bills, and making an appropriation therefor."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R ^H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1325, Int. No. 1083) entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal."

Said bill having been announced for a third reading, on motion of Mr. Dana, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2389, Int. No. 1074) entitled "An act to amend the Code of Civil Procedure, relating to the payment of money into court, and for the care and disposition thereof."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Murray	Sweet
Allen A F	Doherty	Higgins	Neupert	Thompson
Allen H E	Donnelly	Hinman	Nolan	Thorn
Barden	Donovan	Hoey	O'Connor	Toombs
Bates	Ebbets	Holden	Odell	Trombly
Baumes	Evans	Howard	Oliver	Van Olinda
Beck	Eveleth	Joseph	O'Neill J J	Vosburgh
Bennett	Farrell	Keller	O'Neil M A	Walters
Boylan	Fay	Kopp	Parker	Ward
Brainerd	Feeley	Lachman	Patrie	Waters
Brown G W	Filley	Lansing	Perkins	Weiland
Burgoyne	Foley	Lee	Phillips C W	Weimert
Caughlan	Friend	Lowman	Phillips J S	Weinstein
Chanler	Frisbie	Lupton	Pitkin	Wende
Cheney	Garfein	Macdonald	Raldiris	White E H
Clarke R H	Gerhardt	MacGregor	Reed	White L H
Clark S C	Gerken	Manley	Roberts	Whitley
Coffey	Glore	Marlatt	Rozan	Whitney
Colné	Goldberg	McCue	Sanner	Wilkie
Conklin	Goodspeed	McElligott	Shea	Wilsnack
Connell	Goodwin	McInerney	Shepardson	Wood
Cosad	Gray	McKeon	Shortt	Wright
Crocker	Greenwood	Merritt	Smith A E	Yale
Cross	Hackett	Metzendorf	Smith M	Young F L
Dana	Harwood	Miller J L	Stivers	Zorn
Delano	Hearn	Miller W G	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 679, Int. No. 626) entitled "An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2460, Int. No. 1507) entitled "An act to incorporate Arnot Art Gallery."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Murray	Sweet
Allen A F	De Long	Herrick	Neupert	Thompson
Allen H E	Doherty	Higgins	Nolan	Thorn
Barden	Donnelly	Hinman	O'Connor	Toombs
Bates	Donovan	Hoey	Odell	Trombly
Baumes	Ebbets	Holden	Oliver	Van Olinda
Beck	Evans	Howard	O'Neill J J	Vosburgh
Bennett	Eveleth	Joseph	O'Neil M A	Walters
Boylan	Farrell	Keller	Parker	Ward
Brainerd	Fay	Kopp	Patrie	Waters
Brown G W	Feeley	Lachman	Perkins	Weiland
Burgoyne	Filley	Lansing	Phillips C W	Weimert
Callan	Foley	Lee	Phillips J S	Weinstein
Caughlan	Friend	Lowman	Pitkin	Wende
Chanler	Frisbie	Macdonald	Raldiris	White E H
Cheney	Garfein	MacGregor	Reed	White L H
Clarke R H	Gerhardt	Manley	Roberts	Whitley
Clark S C	Gerken	Marlatt	Rozan	Whitney
Coffey	Glore	McCue	Sanner	Wilkie
Colné	Goldberg	McElligott	Shea	Wilsnack
Conklin	Goodspeed	McInerney	Shepardson	Wood
Connell	Goodwin	McKeon	Shortt	Wright
Cosad	Gray	Merritt	Smith A E	Yale
Crocker	Greenwood	Metzendorf	Smith M	Young F L
Cross	Hackett	Miller J L	Stivers	Zorn
Dana	Harwood	Miller W G	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2404, Int. No. 733) entitled "An act to amend chapter fifteen of the Laws of nineteen hundred and nine, entitled 'An act in relation to the civil service of the State of New York and the civil divisions and cities thereof, constituting chapter seven of the Consolidated Laws,' in relation to the power of removal."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 1

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Neupert	Sweet
Allen A F	Donnelly	Hinman	Nolan	Thompson
Allen H E	Donovan	Hoey	O'Connor	Thorn
Barden	Ebbets	Holden	Odell	Toombs
Baumes	Evans	Howard	Oliver	Trombly
Beck	Eveleth	Joseph	O'Neill J J	Van Olinda
Bennett	Farrell	Keller	O'Neil M A	Vosburgh
Boylan	Fay	Kopp	Parker	Walters
Brainerd	Feeley	Lachman	Patrie	Ward
Brown G W	Filley	Lansing	Perkins	Waters
Burgoyne	Foley	Lee	Phillips C W	Weiland
Caughlan	Friend	Lowman	Phillips J S	Weimert
Chanler	Frishie	Macdonald	Pitkin	Weinstein
Cheney	Garfein	MacGregor	Raldiris	Wende
Clarke R H	Gerhardt	Manley	Reed	White E H
Clark S C	Gerken	Marlatt	Roberts	White L H
Coffey	Glore	McCue	Rozan	Whitley
Colné	Goldberg	McElligott	Sanner	Whitney
Conklin	Goodspeed	McInerney	Shea	Wilkie
Connell	Goodwin	McKeon	Shepardson	Wilsnack
Cosad	Gray	Merritt	Shortt	Wood
Crocker	Greenwood	Metzendorf	Smith A E	Wright
Cross	Hackett	Miller J L	Smith M	Yale
Dana	Harwood	Miller W G	Stivers	Young F L
Delano	Hearn	Murray	Sullivan	Zorn
De Long	Herrick			

In the negative:

Bates

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2143, Int. No. 1546) entitled "An act to amend section three of the State Law, in relation to the boundary lines between the State of New York and the Commonwealth of Massachusetts."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Murray	Sweet
Allen A F	De Long	Herrick	Neupert	Thompson
Allen H E	Doherty	Higgins	Nolan	Thorn
Barden	Donnelly	Hinman	O'Connor	Toombs
Bates	Donovan	Hoey	Odell	Trombly
Baumes	Ebbets	Holden	Oliver	Van Olinda
Beck	Evans	Howard	O'Neill J J	Vosburgh
Bennett	Eveleth	Joseph	O'Neil M A	Walters
Boylan	Farrell	Keller	Parker	Ward
Brainerd	Fay	Kopp	Patrie	Waters
Brown G W	Feeley	Lachman	Perkins	Weiland
Burgoyne	Filley	Lansing	Phillips C W	Weimert
Callan	Foley	Lee	Phillips J S	Weinstein
Caughlan	Friend	Lowman	Pitkin	Wende
Chanler	Frisbie	Macdonald	Raldiris	White E H
Cheney	Garfein	MacGregor	Reed	White L H
Clarke R H	Gerhardt	Manley	Roberts	Whitley
Clark S C	Gerken	Marlatt	Rozan	Whitney
Coffey	Glore	McCue	Sanner	Wilkie
Colné	Goldberg	McElligott	Shea	Wilsnack
Conklin	Goodspeed	McInerney	Shepardson	Wood
Connell	Goodwin	McKeon	Shortt	Wright
Cosad	Gray	Merritt	Smith A E	Yale
Crocker	Greenwood	Metzendorf	Smith M	Young F L
Cross	Hackett	Miller J L	Stivers	Zorn
Dana	Harwood	Miller W G	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2208, Int. No. 443) entitled "An act to amend the Penal Law, in relation to corporations practicing medicine or dentistry."

Said bill having been announced for a second reading, on motion of Mr. Goodwin, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. R. H. Clarke moved to reconsider the vote by which said bill was recommitted, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2448, Int. No. 1662) entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries."

Said bill having been announced for a second reading, on motion of Mr. Whitney, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1142, Rec. No. 236) entitled "An act to amend the Greater New York charter, relative to the number of deputies in the department of public charities."

On motion of Mr. Foley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 2

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Neupert	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Allen H E	Donovan	Hinman	O'Connor	Thorn
Barden	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Beck	Eveleth	Howard	O'Neill J J	Van Olinda
Bennett	Farrell	Joseph	O'Neil M A	Vosburgh
Boylan	Fay	Keller	Parker	Walters
Brainerd	Feeley	Kopp	Patrie	Ward
Brown G W	Filley	Lachman	Perkins	Waters
Burgoyne	Foley	Lansing	Phillips C W	Weiland
Caughlan	Friend	Lowman	Phillips J S	Weimert
Chanler	Frisbie	Macdonald	Pitkin	Weinstein
Cheney	Garfein	MacGregor	Raldiris	Wende
Clarke R H	Gerhardt	Manley	Reed	White E ^H
Clark S C	Gerken	Marlatt	Roberts	White L H
Coffey	Glore	McCue	Rozan	Whitley
Colné	Goldberg	McElligott	Sanner	Whitney
Conklin	Goodspeed	McInerney	Shea	Wilkie
Connell	Goodwin	McKeon	Shepardson	Wilsnack
Cosad	Gray	Merritt	Shortt	Wood
Crocker	Greenwood	Metzendorf	Smith A E	Wright
Cross	Hackett	Miller J L	Smith M	Yale
Dana	Harwood	Miller W G	Stivers	Young F L
Delano	Hearn	Murray	Sullivan	Zorn
De Long				

Those who voted in the negative were:

Bates Lee

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2508, Int. No. 1269) entitled "An act to amend the Village Law, in relation to the powers of the board of cemetery commissioners to make assessments upon lots for the care thereof, and to sell the unoccupied portions of such lots for payment of such unpaid assessments."

On motion of Mr. Cosad, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 1

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Neupert	Sweet
Allen A F	Donnelly	Hinman	Nolan	Thompson
Allen H E	Donovan	Hoey	O'Connor	Thorn
Barden	Ebbets	Holden	Odell	Toombs
Bates	Evans	Howard	Oliver	Trombly
Baumes	Eveleth	Joseph	O'Neill J J	Van Olinda
Beck	Farrell	Keller	O'Neil M A	Vosburgh
Bennett	Fay	Kopp	Parker	Walters
Boylan	Feeley	Lachman	Patrie	Ward
Brainerd	Filley	Lansing	Perkins	Waters
Burgoyne	Foley	Lee	Phillips C W	Weiland
Caughlan	Friend	Lowman	Phillips J S	Weimert
Chanler	Frishie	Macdonald	Pitkin	Weinstein
Cheney	Garfein	MacGregor	Raldiris	Wende
Clarke R H	Gerhardt	Manley	Reed	White E H
Clark S C	Gerken	Marlatt	Roberts	White L H
Coffey	Glore	McCue	Rozan	Whitley
Colné	Goldberg	McElligott	Sanner	Whitney
Conklin	Goodspeed	McInerney	Shea	Wilkie
Connell	Goodwin	McKeon	Shepardson	Wilsnack
Cosad	Gray	Merritt	Shortt	Wood
Crocker	Greenwood	Metzendorf	Smith A E	Wright

Cross	Hackett	Miller J L	Smith M	Yale
Dana	Harwood	Miller W G	Stivers	Young F L
Delano	Hearn	Murray	Sullivan	Zorn
De Long	Herrick			

In the negative:

Brown G W

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2498, Int. No. 1577) entitled "An act to amend the Highway Law, in relation to the share of counties and towns in the cost of highway improvement and the issuance of bonds therefor."

On motion of Mr. F. L. Young, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Fillee	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood

Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2501, Int. No. 412) entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbots	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olanda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
CConnell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright

Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2355, Int. No. 1638) entitled "An act to amend the General Business Law, in relation to size of barrel for quinces and pears, and repealing section two hundred and sixty-three of the Agricultural Law."

Said bill having been announced, Mr. Caughlan moved to amend as follows:

On page 1, line 8, strike out the words "or potatoes".

On motion of Mr. Feeley, and by unanimous consent, said bill with pending amendments was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 983, Int. No. 842) entitled "An act to amend the General Business Law, in relation to trade-marks."

Said bill having been announced, on motion of Mr. Whitney, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2480, Int. No. 1679) entitled "An act to authorize the Maple Grove Cemetery Association of Worcester, Otsego county, to accept a gift or bequest for the purpose of caring for a certain cemetery lot situate without the boundaries of the cemetery of such association."

On motion of Mr. S. C. Clark, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2465, Int. No. 1675) entitled "An act to amend the Prison Law, in relation to indeterminate sentences."

Said bill having been announced for a second reading, on motion of Mr. Cross, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 7, Int. No. 7) entitled "An act to provide for the erection of a new armory building in the city of Mount Vernon, New York, the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings, and the application of the proceeds to such new building, and for other purposes relative to the same."

On motion of Mr. Coffey, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Gillen	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 67, Int. No. 67) entitled "An act providing for the erection of a State armory and stable in the city of Albany, the acquisition of a site therefor, and making an appropriation for building said armory and stable."

On motion of Mr. Hinman, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2304, Int. No. 1625) entitled "An act to amend the Tax Law, relative to taxable transfers."

Said bill having been announced, Mr. Merritt moved to amend as follows:

On page 3, line 15, after "literary," insert "library,".

On page 3, line 17, after the word "purposes" insert "and used exclusively for carrying out one or more of such purposes. But no such corporation or association shall be entitled to such exemption if any officer, member or employee thereof shall receive

or may be lawfully entitled to receive any pecuniary profit from the operations thereof except reasonable compensation for services in effecting one or more of such purposes."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended was then read the second time, and, on motion of Mr. Merritt, was ordered reprinted and placed on the special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2459, Int. No. 1217) entitled "An act authorizing the city of Buffalo to provide for the separation of the grades of certain streets and public grounds therein from the grades of railroad tracks upon or across the same, and for the discontinuance, contraction or alteration of said streets and public grounds."

Said bill having been announced for a second reading, on motion of Mr. MacGregor, and by unanimous consent, said bill was ordered placed on special order second reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2452, Int. No. 1666) entitled "An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State."

On motion of Mr. M. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs

Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnac
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2103, Int. No. 1521) entitled "An act to amend the Code of Criminal Procedure, generally."

On motion of Mr. Shortt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward

Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2149, Int. No. 1552) entitled "An act to authorize the construction of State and county highways upon State lands in the forest preserve."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 79

NOES 24

Those who voted in the affirmative were:

Allen A F	Connell	Howard	Oliver	Thompson
Allen H E	Cosad	Joseph	O'Neil M A	Toombs
Argetsinger	Cross	Kopp	Parker	Walker
Bates	De Long	Lansing	Patrie	Waters
Baumes	Donovan	Lee	Phillips C W	Wende
Bennett	Ebbets	Lupton	Phillips J S	White L H
Brainerd	Filley	Macdonald	Raldiris	Whitney
Brown C F	Friend	MacGregor	Reed	Wilkie
Brown G W	Frisbie	Manley	Shepardson	Wilsnack
Burgoyne	Gerhardt	Marlatt	Shortt	Wood
Callan	Goodspeed	McInerney	Smith A E	Wright

Caughlan	Goodwin	Merritt	Smith M	Yale
Cheney	Hackett	Murray	Stevenson	Young F L
Clarke R H	Haines	Nolan	Stivers	Zorn
Coffey	Higgins	O'Connor	Sullivan	Speaker
Colné	Hinman	Odell	Sweet	

Those who voted in the negative were:

Abbey	Crocker	Foley	Hoey	Rozan
Boylan	Dana	Garfein	McCue	Trombly
Chanler	Delano	Gillen	McElligott	Ward
Clark S C	Doherty	Goldberg	O'Neill J J	Weiland
Conklin	Evans	Greenwood	Roberts	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 740, Int. No. 672) entitled "An act to amend the Insanity Law, relative to habeas corpus or certiorari in behalf of insane persons in State hospitals."

On motion of Mr. J. S. Phillips, said bill was read the second time and ordered to a third reading.

On motion of Mr. J. S. Phillips, and by unanimous consent, said bill was ordered placed on special order third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the bill (No. 739, Int. No. 671) entitled "An act to amend the Code of Civil Procedure, relative to the issuance of writs of habeas corpus or certiorari in behalf of insane persons in State hospitals."

Said bill having been announced, Mr. J. S. Phillips moved to amend as follows:

Page 1, line 7, strike out "if" and insert "in".

On line 10, after the word "such" insert "a".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to special order of second and third reading.

Mr. Speaker announced the special order, being the bill (No. 2456, Int. No. 1657) entitled "An act to provide for the leasing of camp sites within the forest preserve of the State."

Said bill having been announced for a second reading, on motion of Mr. J. S. Phillips, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

"The bill (No. 2228, Int. No. 1578) entitled "An act to amend the Poor Law, in relation to providing for the settlement of poor persons," was read the second time.

On motion of Mr. Wright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 2402, Int. No. 750) entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F I
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2471, Int. No. 616) entitled "An act to amend the Tenement House Law, in relation to definition of tenement house," having been announced for a third reading,

On motion of Mr. Burgoyne, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2474, Int. No. 570) entitled "An act to amend the State Charities Law, in relation to the regulation of State charitable institutions," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The Senate returned the Assembly bill (No. 1852, Senate reprint No. 1293, Int. No. 1112) entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to issuing bonds and repealing section eighty-three of said chapter," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 8, strike out the word "a" at end of line; same page, line 9, strike out word "majority" at beginning of line, and insert "two-thirds".

Mr. Coffey moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Abbey	DeLong	Herrick	Neupert	Sweet
Allen A F	Doherty	Higgins	Nolan	Thompson
Allen H E	Donnelly	Hinman	O'Connor	Thorn
Barden	Donovan	Hoey	Odell	Toombs
Bates	Ebbets	Holden	Oliver	Trombly
Baumes	Evans	Howard	O'Neill J J	Van Olinda
Beck	Eveleth	Joseph	O'Neil M A	Vosburgh
Bennett	Farrell	Keller	Parker	Walters
Boylan	Fay	Kopp	Patrie	Ward
Brainerd	Feeley	Lachman	Perkins	Waters
Brown G W	Filley	Lansing	Phillips C W	Weiland
Burgoyne	Foley	Lee	Phillips J S	Weimert
Caughlan	Friend	Lowman	Pitkin	Weinstein
Chanler	Frisbie	Macdonald	Raldiris	Wende
Cheney	Garfein	MacGregor	Reed	White E H
Clarke R H	Gerhardt	Manley	Roberts	White L H
Clark S C	Gerken	Marlatt	Rozan	Whitley
Coffey	Glore	McCue	Sanner	Whitney
Colné	Goldberg	McElligott	Shea	Wilkie
Conklin	Goodspeed	McInerney	Shepardson	Wilsnack
Connell	Goodwin	McKeon	Shortt	Wood
Cosad	Gray	Merritt	Smith A E	Wright
Crocker	Greenwood	Metzendorf	Smith M	Yale
Cross	Hackett	Miller J L	Stivers	Young F L
Dana	Harwood	Miller W G	Sullivan	Zorn
Delano	Hearn	Murray		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 2134, Int. No. 419), entitled "An act to amend chapter sixty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to villages, constituting chapter sixty-four of the Consolidated Laws, relative to the time of holding elections,'" for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Merritt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1795, Senate reprint No. 1220, Int. No. 83), entitled "An act making appropriations for the State institutions reporting to the Fiscal Supervisor of State Charities," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Lansing offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 774, Senate reprint No. 1183, Int. No. 37), entitled "An act to amend the State Finance Law, in relation to the payment of salaries and wages," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Howard offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (Nb. 2325, Int. No. 703), entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Whitney moved to reconsider the vote by which Assembly bill (No. 2422, Int. No. 486), entitled "An act to amend the Education Law, by abolishing the office of school commissioner, creating the office of district superintendent of schools and prescribing the powers, duties and responsibilities of such superintendent," was made a special order for Tuesday, May 10th.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Whitney moved to amend said bill as follows:

Page 23, line 15, strike out figures "399" and insert "2". After the word "and", first occurring, insert in italics word "eighty". At end of line insert in italics word "eighty".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to the special order of second and third reading.

By unanimous consent, Mr. McInerney called up Assembly bill (No. 2398, Int. No. 1056), entitled "An act to amend the Judiciary Law, in relation to the collection and publication of judicial statistics, and repealing certain sections of the Code of Criminal Procedure, in reference thereto," now on the order of third reading.

Said bill having been announced, Mr. McInerney moved that

said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 10, after the word "State" insert the words "two of whom", and strike out the word "who".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on special order third reading.

By unanimous consent, Mr. F. L. Young called up Assembly bill (No. 2485, Int. No. 807), entitled "An act to amend the Real Property Law, in relation to the filing of maps," now on the order of third reading.

Mr. F. L. Young moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 1, line 5, strike out "three" and insert "four".

Same page, line 6, strike out "333" and insert "334".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on special order third reading.

The Senate returned the bill (No. 1023, Int. No. 1), entitled "An act making appropriations for the support of government," with a message that they have concurred in the passage of the same, with the following amendments:

Strike out all after the enacting clause and insert "Senate bill No. 1371."

Mr. Merritt moved to nonconcur in the Senate amendments thereto, and request a committee of conference thereon.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have nonconcurred in the Senate

amendments thereto, and request a committee of conference thereon.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 2134, Int. No. 419), entitled "An act to amend chapter sixty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to villages, constituting chapter sixty-four of the Consolidated Laws,' relating to the time of holding elections," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1795, Senate reprint No. 1220, Int. No. 83), entitled "An act making appropriations for the State institutions reporting to the Fiscal Supervisor of State Charities," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 774, Senate reprint No. 1183, Int. No. 37), entitled "An act to amend the State Finance Law, in relation to the payment of salaries and wages," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 2325, Int. No. 703), entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 9, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1795, Senate reprint No. 1220, Int. No. 83), entitled "An act making appropriations for the State institutions reporting to the Fiscal Supervisor of State Charities."

CHARLES E. HUGHES.

On motion of Mr. Merritt, the House adjourned.

TUESDAY, MAY 10, 1910.

The House met pursuant to adjournment.

Prayer by Rev. Olin B. Coit, Amityville.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Coffey gives notice that he requests that Assembly bill (No. 2450, Int. No. 1664), entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to the power of the common council," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Cosad gives notice that he requests that Assembly bill (No. 2518, Int. No. 1700), entitled "An act in relation to constructing, using and leasing subways or conduits in the streets of the village of Seneca Falls, and the powers of the trustees of such village in respect thereto and the borrowing money therefor upon the bonds of the village," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Foley gives notice that he requests that Assembly bill (No. 2489, Int. No. 1687), entitled "An act to incorporate the Xavier Alumni Sodality of the City of New York," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Greenwood gives notice that he requests that Assembly bill (No. 2491, Int. No. 1689), entitled "An act to amend the Education Law, in relation to the date of annual meetings and the election and duties of trustees," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. C. W. Phillips gives notice that he requests that Assembly bill (No. 2524, Int. No. 1706), entitled "An act to grant and release to the city of Rochester all the right, title and interest of the people of the State of New York in and to certain lands in the city of Rochester formerly used in connection with the State Industrial School," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Lansing gives notice that he requests that Assembly bill (No. 2492, Int. No. 1690), entitled "An act to amend the charter of the city of Rensselaer, in relation to special tax election for school purposes," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. MacGregor gives notice that he requests that Assembly bill (No. 2361, Int. No. 1644), entitled "An act to amend the Lien Law, being chapter thirty-three of the Consolidated Laws, by inserting in article eight thereof a new section, to be known as section one hundred and eighty-six, providing for a lien in favor of factors, commission merchants and private bankers upon cer-

tain merchandise and the proceeds thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Macdonald gives notice that he requests that Assembly bill (No. 41, Int. No. 41), entitled "An act providing for the erection of a new State armory at Malone, New York, the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and building, and the application of the proceeds to such new building, and for other purposes relative to the same," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. McInerney gives notice that he requests that Assembly bill (No. 476, Int. No. 451), entitled "An act to amend the Judiciary Law, in relation to the compensation of the deputy clerk of the Appellate Division in the fourth department and of the consultation clerk to the justices thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Parker gives notice that he requests that Assembly bill (No. 2531, Int. No. 1402), entitled "An act to amend the Labor Law, relating to the department of labor, and creating therein a new bureau," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Sweet gives notice that he requests that Assembly bill (No. 2515, Int. No. 1691), entitled "An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Toombs gives notice that he requests that Assembly bill (No. 2259, Int. No. 1590), entitled "An act to amend the Penal Law, in relation to the unauthorized use of vehicles," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Toombs gives notice that he requests that Assembly bill (No. 951, Int. No. 818), entitled "An act to amend the Code of Civil Procedure, in relation to notice of proceedings to appoint special guardian," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Toombs gives notice that he requests that Assembly bill (No. 953, Int. No. 820), entitled "An act to amend the Code of Civil Procedure, in relation to personal service of summons upon infants," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Waters gives notice that he requests that Assembly bill (No. 681, Int. No. 625), entitled "An act to provide for the improvement and repair of the dike across the fourth branch of the Mohawk river, between the city of Cohoes and the village of Green Island, Albany county, New York, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Walters gives notice that he requests that Assembly bill (No. 2551, Int. No. 1711), entitled "An act to amend the State Charities Law, in relation to the powers of the board of managers of the Syracuse State Institution for Feeble-Minded Children," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules

for the purpose of making the said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that Assembly bill (No. 1844, Int. No. 1382), entitled "An act to amend the Personal Property Law, relative to bills of lading," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that Assembly bill (No. 1814, Int. No. 1369), entitled "An act to amend the Personal Property Law, in relation to the sales of goods," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that Assembly bill (No. 1845, Int. No. 1383), entitled "An act to amend the Personal Property Law, relative to transfers of shares of stock in corporations," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2353, Int. No. 1636), entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2354, Int. No. 1637), entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the

purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2416, Int. No. 1655), entitled "An act to amend the Public Buildings Law, in relation to competition for selection of architects for State work," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2423, Int. No. 1180), entitled "An act to amend the Public Health Law, in relation to the practice of pharmacy," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2421, Int. No. 1181), entitled "An act to amend the Education Law, in relation to creating a State board of examiners in pharmacy and conferring certain powers, in respect to pharmacy, on the State Board of Regents," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Abbey gives notice that he requests that Assembly bill (No. 2368, Int. No. 583), entitled "An act to purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Dana gives notice that he requests that Assembly bill (No. 2500, Int. No. 1083), entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Gray gives notice that he requests that Assembly bill (No. 2454, Int. No. 1670), entitled "An act to enable the electors of the town of Oswegatchie, Saint Lawrence county, New York, to direct the raising of money to improve and equip the fair grounds of said town," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. McInerney gives notice that he requests that Assembly bill (No. 2366, Int. No. 452), entitled "An act to amend the Judiciary Law, in relation to the compensation of attendants of the Appellate Division in the third and fourth departments," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Shortt gives notice that he requests that Assembly bill (No. 1310, Int. No. 1065), entitled "An act to amend chapter four hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, relative to the powers of the public administrator of Richmond county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Walters gives notice that he requests that Assembly bill (No. 2430, Int. No. 734), entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' establishing a fund for pensioning retired school teachers and certain other employees and regulating the collection and management thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Whitley gives notice that he requests that Assembly bill (No. 2262, Int. No. 1593), entitled "An act to incorporate the United Charities of Rochester, and to prescribe its objects and

powers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Ward gives notice that he requests that Assembly bill (No. 2344, Int. No. 1338), entitled "An act to amend chapter three hundred and thirty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the erection of a courthouse in the county of New York and authorizing the acquisition of a site therefor,'" a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. F. L. Young gives notice that he requests that Assembly bill (No. 1957, Int. No. 1450), entitled "An act to authorize the electors of the village of Peekskill to vote upon a proposition to erect an incinerating plant, and to authorize the issue of bonds for such purpose," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. F. L. Young gives notice that he requests that Assembly bill (No. 2151, Int. No. 1554), entitled "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Toombs gives notice that he requests that Assembly bill (No. 2412, Int. No. 1651), entitled "An act to amend the Greater New York charter, in relation to establishing a public recreation commission," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

The Senate sent for concurrence the following entitled bills:

"An act to amend the County Law, in relation to the power of the board of supervisors to appoint a clerk for certain purposes"

(No. 1242, Rec. No. 260), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter thirteen of the Laws of nineteen hundred and nine, entitled 'Canal Law,' relative to the sale of canal lands" (No. 840, Rec. No. 261), which was read the first time.

On motion of Mr. Colne, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Colne, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinnian	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McElligott	Smith A E	Wright
Cosad	Gray	McCue	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the County Law, in relation to the power of the board of supervisors to employ an attorney for certain purposes" (No. 1241, Rec. No. 262), which was read the first time and referred to the committee on internal affairs.

"An act to release to the successors in interest of the Mount Pleasant Cemetery Association of Kings county according to their respective interests all of the right, title and interest of the people of the State of New York in and to certain real estate situated in the borough of Brooklyn, county of Kings, and State of New York, acquired by escheat or otherwise, upon the death of Paul Pontau" (No. 1234, Rec. No. 263), which was read the first time and referred to the committee on ways and means.

"An act to amend the Forest, Fish and Game Law, in relation to open season for black and gray squirrels" (No. 1357, Rec. No. 264), which was read the first time and referred to the committee on fisheries and game.

"An act to amend the Navigation Law, in relation to the placing of buoys or beacons to mark obstruction to navigation" (No. 960, Rec. No. 265), which was read the first time and referred to the committee on commerce and navigation.

"An act to amend the Greater New York charter, in relation to the control of West Ninety-sixth street by the department of parks of the city of New York" (No. 1128, Rec. No. 266), which was read the first time and referred to the committee on affairs of cities.

"An act for the relief of the town of Malone, in the county of Franklin" (No. 1033, Rec. No. 267), which was read the first time and referred to the committee on internal affairs.

"An act to legalize the acts and proceedings of the board of trustees of the village of Saranac Lake in contracting for the pavement of certain streets in the village of Saranac Lake and making payments for the same and assessing the expenses thereof upon the property abutting upon the streets so improved in pursuance of the proposition authorizing such improvements submitted to and adopted by the electors of said village of Saranac Lake" (No. 1144, Rec. No. 268), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Executive Law, in relation to the appointment, term and salary of the State Superintendent of Weights and Measures" (No. 1286, Rec. No. 269), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School" (No. 1423, Rec. No. 270), which was read the first time and referred to the committee on ways and means.

"An act to amend the Liquor Tax Law, in relation to places in which traffic in liquors shall not be permitted" (No. 1323, Rec. No. 271), which was read the first time and referred to the committee on excise.

"An act to amend the Highway Law, in relation to the description of route number five" (No. 1419, Rec. No. 272), which was read the first time and referred to the committee on internal affairs.

"An act to revise and extend the corporate existence of The Brenman Land Company, of Buffalo, New York, and to legalize former acts and proceedings of such corporation and of its officers and directors" (No. 1052, Rec. No. 273), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Insanity Law, in relation to State hospital districts" (No. 1247, Rec. No. 274), which was read the first time.

On motion of Mr. J. S. Phillips, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. J. S. Phillips, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Prison Law, in relation to the management of State prisons" (No. 628, Rec. No. 275), which was read the first time and referred to the committee on State prisons.

"An act to amend chapter one hundred and thirty-five of the Laws of eighteen hundred and eighty-four, entitled 'An act providing for the better collection of taxes in the county of Erie; for the sale by the treasurer thereof of lands in said county for unpaid taxes, and regulating the compensation of said treasurer,' in relation to cancellation of unpaid taxes in such county and to legalize certain former acts of its board of supervisors in respect thereto" (No. 968, Rec. No. 276), which was read the first time and referred to the committee on internal affairs.

"An act to amend section nineteen hundred and three of the Code of Civil Procedure, relating to distribution of damages re-

covered" (No. 1285, Rec. No. 277), which was read the first time and referred to the committee on codes.

"An act to amend the Labor Law, relative to hours of labor of minors" (No. 1356, Rec. No. 278), which was read the first time and referred to the committee on labor and industry.

"An act to amend the Highway Law, in relation to State and county highways in cities of the third class" (No. 1316, Rec. No. 279), which was read the first time and referred to the committee on internal affairs.

"An act to amend the charter of the city of Plattsburgh, in relation to city water works" (No. 916, Rec. No. 280), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Warren county" (No. 1055, Rec. No. 281), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend sections one, three and seven of chapter four hundred and fourteen of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for teachers, principals and supervisors of the public schools in the city of Albany, and to regulate the collection, management and disbursement thereof,' by increasing the amount thereof, and extending its benefits to include the superintendent of schools in said city" (No. 1355, Rec. No. 282), which was read the first time and referred to the committee on affairs of cities.

"An act providing for the erection of a State armory and stable in the city of Albany, the acquisition of a site therefor, and making an appropriation for building said armory and stable" (No. 18, Rec. No. 283), which was read the first time.

On motion of Mr. Hinman, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on ways and means.

By unanimous consent, Mr. Hinman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the Senate bill (No. 18, Rec.

No. 283), entitled "An act providing for the erection of a State armory and stable in the city of Albany, the acquisition of a site therefor, and making an appropriation for building said armory and stable."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hinman, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilnsack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Young E
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor" (No. 362, Rec. No. 284), which was read the first time.

On motion of Mr. Hinman, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on ways and means.

By unanimous consent, Mr. Hinman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the Senate bill (No. 362, Rec. No. 284), entitled "An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hinman, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende

Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

“An act to authorize the city of Cohoes to borrow money for the purpose of better equipping its fire department, and to issue and sell its bonds for the money so borrowed, and to provide for raising money by taxation in said city for the redemption of said bonds and the payment of interest thereon” (No. 1113, Rec. No. 285), which was read the first time and referred to the committee on affairs of cities.

“An act to permit cities of the first, second and third classes to establish within their boundaries, districts with varying restrictions upon the heights of buildings thereafter erected, and upon the proportion of lot area to be covered by such buildings” (No. 1322, Rec. No. 286), which was read the first time and referred to the committee on affairs of cities.

“An act making an appropriation for dredging and otherwise improving the West Canada creek at Herkimer, in the county of Herkimer” (No. 1318, Rec. No. 287), which was read the first time and referred to the committee on ways and means.

“An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled ‘An act to revise the charter of the city of Auburn,’ in relation to corporation counsel” (No. 1229, Rec. No. 288), which was read the first time and referred to the committee on affairs of cities.

“An act to amend chapter four hundred and thirty-three of the Laws of nineteen hundred and three, entitled ‘An act authorizing the paving of streets and portions thereof, within the city of Auburn, and providing the method and means of payment therefor,’ generally” (No. 1327, Rec. No. 289), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter four hundred and sixty-three of the Laws of nineteen hundred and four, entitled 'An act authorizing the flushing of paved streets within the city of Auburn, and providing the method and means of payment therefor,' generally" (No. 1226, Rec. No. 290), which was read the first time and referred to the committee on affairs of cities.

"An act to incorporate the Northern Baptist Convention" (No. 1406, Rec. No. 291), which was read the first time and referred to the committee on the judiciary.

"An act making an appropriation to reimburse the town of Lewiston, in the county of Niagara for the cost of cleaning out and improving that portion of a certain ditch in said town, known as the George S. Porter ditch, which extends through the Tuscarora Indian reservation" (No. 236, Rec. No. 292), which was read the first time and referred to the committee on ways and means.

"An act to incorporate the United Charities of Rochester, and to prescribe its objects and powers" (No. 1246, Rec. No. 293), which was read the first time.

On motion of Mr. Whitley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Whitley, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	DeLong	Hearn	Murray	Thompson
Argetsinger	Doherty	Herriek	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda

Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Fillely	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colne	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Forest, Fish and Game Law, in relation to hooking suckers through the ice in the waters of Sullivan county" (No. 415, Rec. No. 294), which was read the first time and referred to the committee on fisheries and game.

"An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State" (No. 1377, Rec. No. 295), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter seven hundred and fifty-two of the Laws of nineteen hundred, and chapter six hundred and ninety-one of the Laws of nineteen hundred and five" (No. 869, Rec. No. 296), which was read the first time and referred to the committee on railroads.

"An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation" (No. 868, Rec. No. 297), which was read the first time and referred to the committee on railroads.

"An act to amend the Greater New York charter, in relation to the powers of the police commissioner to rehear applications

for pensions" (No. 1414, Rec. No. 298), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Drainage Law generally" (No. 924, Rec. No. 299), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Burgoyne introduced a bill entitled "An act permitting the reimbursement to owners of property assessed for the opening of certain streets and avenues in the twenty-third ward, borough of Bronx, city of New York, for damage by reason of the closing thereof on maps filed pursuant to resolutions of the board of estimate and apportionment of the city of New York, adopted on the twenty-sixth day of May, nineteen hundred and five, and seventh day of June, nineteen hundred and seven, respectively" (Int. No. 1717), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Merritt introduced a bill entitled "An act to amend the Education Law, relative to State schools of agriculture" (Int. No. 1718), which was read the first time and referred to the committee on public education.

By unanimous consent, Mr. Zorn introduced a bill entitled "An act to authorize the board of assessors of the city of New York to determine the damages sustained by owners of real property on Jackson avenue, Flushing creek, in the borough of Queens, city of New York, and on Broadway in the former town of Flushing, Long Island, now the city of New York, by reason of the construction of a bridge with the approaches thereto over Flushing creek at Jackson avenue, borough of Queens, city of New York, and Broadway in the former town of Flushing, now the city of New York" (Int. No. 1719), which was read the first time and referred to the committee on affairs of cities.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Abbey (No. 2368, Int. No. 583), entitled "An act to purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Dana (No. 2500, Int.

No. 1083), entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal."

Also, Assembly bill introduced by Mr. Gray (No. 2454, Int. No. 1670), entitled "An act to enable the electors of the town of Oswegatchie, Saint Lawrence county, New York, to direct the raising of money to improve and equip the fair grounds of said town."

Also, Assembly bill introduced by Mr. McInerney (No. 2366, Int. No. 452), entitled "An act to amend the Judiciary Law, in relation to the compensation of attendants of the Appellate Division in the third and fourth departments."

Also, Assembly bill introduced by Mr. Shortt (No. 1310, Int. No. 1065), entitled "An act to amend chapter four hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to establish the office of public administrator in the county of Richmond,' in relation to the powers of such administrator."

Also, Assembly bill introduced by Mr. Walters (No. 2430, Int. No. 734), entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' establishing a fund for pensioning retired school teachers and certain other employees and regulating the collection and management thereof."

Also, Assembly bill introduced by Mr. Whitley (No. 2262, Int. No. 1593), entitled "An act to incorporate the United Charities of Rochester, and to prescribe its objects and powers."

Also, Assembly bill introduced by Mr. Ward (No. 2344, Int. No. 1338), entitled "An act to amend chapter three hundred and thirty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the erection of a courthouse in the county of New York and authorizing the acquisition of a site therefor.'"

Also, Assembly bill introduced by Mr. F. L. Young (No. 1957, Int. No. 1450), entitled "An act to authorize the electors of the village of Peekskill to vote upon a proposition to erect an incin-

erating plant, and to authorize the issue of bonds for such purpose," reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately, which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. C. W. Phillips (No. 2524, Int. No. 1706), entitled "An act to grant and release to the city of Rochester all the right, title and interest of the people of the State of New York in and to certain lands in the city of Rochester formerly used in connection with the State Industrial School."

Also, Assembly bill introduced by Mr. Lausing (No. 2492, Int. No. 1690), entitled "An act to amend the charter of the city of Rensselaer, in relation to special tax election for school purposes."

Also, Assembly bill introduced by Mr. Coffey (No. 2450, Int. No. 1664), entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled "An act to incorporate the city of New Rochelle," in relation to the power of the common council."

Also, Assembly bill introduced by Mr. Cosad (No. 2518, Int. No. 1700), entitled "An act in relation to constructing, using and leasing subways or conduits in the streets of the village of Seneca Falls, and the powers of the trustees of such village in respect thereto and the borrowing money therefor upon the bonds of the village."

Also, Assembly bill introduced by Mr. Foley (No. 2489, Int. No. 1687), entitled "An act to incorporate the Xavier Alumni Sodality of the City of New York."

Also, Assembly bill introduced by Mr. Greenwood (No. 2491, Int. No. 1689), entitled "An act to amend the Education Law, in relation to the date of annual meetings and the election and duties of trustees."

Also, Assembly bill introduced by Mr. MacGregor (No. 2361, Int. No. 1644), entitled "An act to amend the Lien Law, being chapter thirty-three of the Consolidated Laws, by inserting in article eight thereof a new section, to be known as section one hundred and eighty-six, providing for a lien in favor of factors, commission merchants and private bankers upon certain merchandise and the proceeds thereof."

Also, Assembly bill introduced by Mr. Macdonald (No. 41, Int. No. 41), entitled "An act providing for the erection of a new State armory at Malone, New York, the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and building, and the application of the proceeds to such new building, and for other purposes relative to the same."

Also, Assembly bill introduced by Mr. McInerney (No. 476, Int. No. 451), entitled "An act to amend the Judiciary Law, in relation to the compensation of the deputy clerk of the Appellate Division in the fourth department and of the consultation clerk to the justices thereof."

Also, Assembly bill introduced by Mr. Parker (No. 2531, Int. No. 1402), entitled "An act to amend the Labor Law, relating to the Department of Labor, and creating therein a new bureau."

Also, Assembly bill introduced by Mr. Sweet (No. 2515, Int. No. 1691), entitled "An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School."

Also, Assembly bill introduced by Mr. Toombs (No. 2259, Int. No. 1590), entitled "An act to amend the Penal Law, in relation to the unauthorized use of vehicles."

Also, Assembly bill introduced by Mr. Toombs (No. 951, Int. No. 818), entitled "An act to amend the Code of Civil Procedure, in relation to notice of proceedings to appoint special guardian."

Also, Assembly bill introduced by Mr. Toombs (No. 953, Int. No. 820), entitled "An act to amend the Code of Civil Procedure, in relation to personal service of summons upon infants."

Also, Assembly bill introduced by Mr. Waters (No. 681, Int. No. 625), entitled "An act to provide for the improvement and repair of the dike across the fourth branch of the Mohawk river, between the city of Cohoes and the village of Green Island, Albany county, New York, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Walters (No. 2551, Int. No. 1711), entitled "An act to amend the State Charities Law, in relation to the powers of the board of managers of the Syracuse State Institution for Feeble-Minded Children."

Also, Assembly bill introduced by Mr. Weimert (No. 1844, Int. No. 1382), entitled "An act to amend the Personal Property Law, relative to bills of lading."

Also, Assembly bill introduced by Mr. Weimert (No. 1814, Int. No. 1369), entitled "An act to amend the Personal Property Law, in relation to the sales of goods."

Also, Assembly bill introduced by Mr. Weimert (No. 1845, Int. No. 1383), entitled "An act to amend the Personal Property Law, relative to transfers of shares of stock corporations."

Also, Assembly bill introduced by Mr. Merritt (No. 2353, Int. No. 1636), entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State."

Also, Assembly bill introduced by Mr. Merritt (No. 2354, Int. No. 1637), entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State."

Also, Assembly bill introduced by Mr. Merritt (No. 2416, Int. No. 1655), entitled "An act to amend the Public Buildings Law, in relation to competition for selection of architects for State work."

Also, Assembly bill introduced by Mr. Conklin (No. 2423, Int. No. 1180), entitled "An act to amend the Public Health Law, in relation to the practice of pharmacy."

Also, Assembly bill introduced by Mr. Conklin (No. 2421, Int. No. 1181), entitled "An act to amend the Education Law, in relation to creating a State board of examiners in pharmacy and conferring certain powers, in respect to pharmacy, on the State Board of Regents," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Toombs (No. 2412, Int. No. 1651), entitled "An act to amend the Greater New York charter,

in relation to establishing a public recreation commission," reported the same with the following amendments:

Page 2, line 22, make a new paragraph and section following the word "recreation" and insert at opening of paragraph the following: "§ 632. Powers of the commission. The commission shall also have power to administer funds donated or contributed for purposes of recreation."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. F. L. Young (No. 2151, Int. No. 1554), entitled "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester," reported the same with the following amendments:

On page 2, line 8, insert after "Westchester," the words in italics "excepting the portion thereof situated in the city of Yonkers running north from Main street to the north line of said city and known as North Broadway."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to provide for a supply of pure and wholesome water for the city of Mount Vernon; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects." (No. 2392, Int. No. 1094.)

"An act to amend the Tax Law, in relation to the assessment of waste or barren lands which have been planted with trees." (No. 2286, Int. No. 1613.)

"An act conferring jurisdiction upon the County Court of Monroe county to adjudicate upon all cases of children in Monroe

county under sixteen years of age, who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the State; and regulating the procedure in such cases, including the establishment of a detention home, a probation system and the appointment of guardians for such children." (No. 2455, Int. No. 1667.)

"An act to legalize the acts of Fayette G. Myers, clerk of the village of Mechanicville." (No. 2449, Int. No. 1663.)

"An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the powers of the board of trustees of such village to raise and apply moneys for charitable purposes." (No. 2446, Int. No. 1660.)

"An act to amend the Forest, Fish and Game Law, in relation to use of ferrets in Livingston county." (No. 1758, Int. No. 1343.)

"An act to amend the State Charities Law, generally." (No. 2506, Int. No. 599.)

On motion of Mr. A. F. Allen, the committee on rules was instructed to report Assembly bill (No. 1080, Int. No. 862), entitled "An act to amend article two of the Insurance Law, so far as the same is applicable to life insurance companies generally," with the following amendments:

Page 3, line 6, before "No" insert bracket.

Page 3, line 7, strike out bracket before "except".

Page 3, line 9, strike out bracket.

Page 4, strike out all of the italicized matter in line 11 and in lines 12 to 20, inclusive, and insert in place thereof, in italics, the following:

"No domestic life insurance corporation shall issue in any year new policies for a larger amount in the aggregate than as follows, to wit: If the total amount of insurance by said corporation in force on the thirty-first day of December of the preceding year is more than fifty million dollars, and not in excess of one hundred million dollars, not more than thirty per centum thereof; if more than one hundred million dollars, and not in excess of three hundred million dollars, not more than twenty-five per centum thereof, or thirty million dollars, whichever is the larger; if more than three hundred million dollars, and not in excess

of six hundred million dollars, not more than twenty per centum thereof, or seventy-five million dollars, whichever is the larger; if more than six hundred million dollars, not more than one hundred fifty million dollars, or it may increase its new business over the largest amount issued in any one of the three years immediately preceding in the proportion in respect to said amount which the difference between twenty-five per centum of its net renewal premiums computed according to the bases of mortality and interest assumed in calculating its liabilities, and its total expenses for such preceding year, after deducting from said total expenses, (1) the items of first year expenditure specified in the first sentence of section 97 of this chapter, (2) its actual investment expenses (not exceeding one-fourth of one per centum of the mean invested assets) and, (3) taxes on real estate and other outlays exclusively in connection with real estate, bears to said net renewal premiums; provided, that in determining the amount of insurance in force and the amount of new insurance issued, industrial policies issued upon the weekly premium plan and all premiums on such policies and the expenses in connection with such policies, shall be excluded and there shall be included only original policies upon which the first premium or instalment thereof has actually been received. A foreign life insurance corporation, which shall not conduct its business within the limitation and in accordance with the requirements imposed by this section upon domestic corporations, shall not be permitted to do business within this State."

Page 4, line 3, strike out the bracket.

Page 5, line 8, after the word "aggregate" insert ", (a)".

Page 5, line 9, strike out the brackets before and after the word "the" and the word "all".

Page 5, line 12, insert after the word "and" the following: ", (b)".

Page 5, line 18, strike out the italicized matter after the brackets and all of lines 19, 20, 21 and 22, down to and including the word "force" and insert the following in italics: "; and (c) on policies issued and terminated in said calendar year the full gross premiums received, less the net cost of the insurance for the time the insurance was in force, computed by the American experience select and ultimate table, 3½ per cent."

Page 6, line 23, after the word "years" insert "after the first year of insurance".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. A. F. Allen, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Raldiris, the committee on rules was instructed to report Assembly bill (No. 2014, Int. No. 1478), entitled "An act to amend the Greater New York charter, in relation to official newspapers in the boroughs of Queens, Richmond and The Bronx," with the following amendment:

Page 2, line 3, after "divided" and before the comma insert "and which at the last election for Governor cast the highest and next highest vote for Governor".

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Raldiris, said bill was ordered reprinted, as amended, and recommitted to said committee.

Mr. Merritt moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Delano	Green	McKeon	Thompson
Allen A F	De Long	Greenwood	Merritt	Thorn
Allen H E	Doherty	Hackett	Miller J L	Toombs
Argetsinger	Donnelly	Haines	Murray	Trombly
Barden	Donovan	Herrick	Neupert	Vicinus
Bates	Ebbets	Higgins	O'Connor	Walker
Baumes	Evans	Hinman	Odell	Walters
Bennett	Eveleth	Hoey	Oliver	Ward
Boylan	Farrell	Holden	O'Neill J J	Waters
Brainerd	Fay	Howard	O'Neil M A	Weber
Brown C F	Feeley	Jackson	Perkins	Weiland
Brown G W	Filley	Joseph	Phillips C W	Weimert
Burgoyne	Foley	Kopp	Phillips J S	Weinstein
Callan	Fowler	Lachman	Pitkin	Wende
Caughlan	Friend	Lansing	Raldiris	White E H
Chanler	Frisbie	Levy J	Reed	White L H
Cheney	Garfein	Lowman	Roberts	Whitley
Clarke R H	Gerhardt	Lupton	Rozan	Whitney
Glarke S C	Gerken	Macdonald	Sanner	Wilkie
Colné	Gillen	MacGregor	Shea	Wilsnack
Conklin	Glore	Manley	Shepardson	Wood
Connell	Goldberg	Marlatt	Smith A E	Wright
Cosad	Goodspeed	McCue	Smith M	Yale
Crocker	Goodwin	McElligott	Spielberg	Young F L
Cross	Graubard	McGrath	Stivers	Zorn
Dana	Gray	McInerney	Sullivan	Speaker

Mr. Merritt moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Weber, from the committee on privileges and elections, presented the following report:

IN ASSEMBLY — STATE OF NEW YORK.

In the matter of the contest of Samuel Marks to the seat of Mitchell E. Friend, member of Assembly in the Thirty-first Assembly District of the borough of Manhattan, city of New York.

To the Honorable Assembly of the State of New York:

Your committee on privileges and elections to whom was referred the above contest begs leave to make the following report:

That the petition which was filed and served herein states as a ground of contest as follows: The petition of Samuel Marks residing at number 32 West 113th street, in the borough of Manhattan, city of New York, respectively sheweth to your Honorable Body:

First: That at the general election held for member of the Assembly in the Thirty-first Assembly District, of the borough of Manhattan, city of New York, on the second day of November, 1909, your petitioner was the Republican candidate and his name as such candidate was printed on the official ballots which were voted by the electors of said Thirty-first Assembly District at such general election.

That one Mitchell E. Friend was the candidate of the Democratic party for member of Assembly in said Thirty-first Assembly District and that the name of the said Mitchell E. Friend was printed on the official ballots in the column assigned to the Democratic party. That the name of said Mitchell E. Friend was also printed on the official ballots in the column assigned to the Civic Alliance.

Second: That the board of county canvassers having canvassed the votes cast by the electors of said Thirty-first Assembly District in the said city of New York, made a return setting forth that the said Mitchell E. Friend had received 5,156 votes and that your petitioner had received 5,114 votes and declared that the said Mitchell E. Friend had been elected a member of the Assembly from the Thirty-first Assembly District by a plurality of 42 votes.

That such returns of the board of county canvassers was based solely and entirely upon returns made to it by the board of in-

spectors of each of the twenty-five election districts contained in the said Thirty-first Assembly District.

Third: That thereafter and on the first day of January, 1910, the said Mitchell E. Friend was duly sworn in as a member of the Assembly of the State of New York and did take his seat in your Honorable Body as a member of Assembly of the Thirty-first Assembly District.

Fourth: Your petitioner further shows that such election of the said Mitchell E. Friend was void for the reason that the said Mitchell E. Friend did not receive 5,156 votes, but did actually receive a much less number, and that your petitioner did not receive 5,114 votes, but did receive a much larger number of votes so that upon a correct count of the votes cast at such general election for the office of member of Assembly, this petitioner would have a plurality of all of the votes so cast.

Your petitioner further shows that if the boxes containing the official ballots cast at the said general election shall be opened by order of your Honorable Body, and the votes so cast at such general election shall be counted, it will become evident and petitioner alleges that upon the conclusion of such count it will become conclusively established that your petitioner received a plurality of the votes cast at such general election, and should have been returned by the said board of county canvassers as the duly elected candidate to the Assembly, and that your petitioner is entitled to the seat now held in the said Assembly by the aforesaid Mitchell E. Friend.

Fifth: Your petitioner further shows that at said general election one of the columns on the said official ballot was headed by the name of the Civic Alliance and its emblem, and that said column was intended to contain the names of candidates nominated by said independent political body. That said Mitchell E. Friend by fraud and illegal means caused his said name as a candidate for member of Assembly to be printed in said column, and that the printing of such name in said column was illegal and obtained by fraud and improper means and without warrant of law. That said Mitchell E. Friend was not the candidate for Assembly of said Civic Alliance or any members thereof nor was the printing of the same done in accordance with law. That at said general election there were cast about 2,500 straight ballots for said Civic Alliance candidates, including the said Mitchell E. Friend, so illegally and improperly included among them, and there was counted for said Mitchell E. Friend about 2,500 votes, which if deducted from the total of votes cast for him at such election as returned would reverse the result of said canvass and show the election of your petitioner. That said votes so

cast for said Mitchell E. Friend were illegally and improperly counted for him and should be so deducted.

Sixth: Your petitioner further shows that the said Mitchell E. Friend should be removed from his seat in the Assembly of the State of New York for the reason that the election of the said Mitchell E. Friend was obtained in an improper and illegal way and did not represent correctly the opinions of the voters of said Thirty-first Assembly District as expressed by their ballots.

Your petitioner makes this charge for the following reasons, as he is informed and believes:

1. That a large number of votes cast at such election were cast by Democratic "floaters", bands of men employed to vote the Democratic ticket under assumed names and in different election districts in said Assembly district.

2. That a large number of the votes cast for the said Mitchell E. Friend were cast by men who have not acquired a legal residence within the said Thirty-first Assembly District, as provided by law to entitle them to vote at such general election.

3. That several of the polling places were closed under order of the board of election inspectors prior to the time fixed by law and that a large number of citizens qualified to vote who would have voted for your petitioner were illegally and without warrant of law deprived of their right to vote for your petitioner or to vote at said general election.

4. That numerous other acts and violations of law were committed at said general election which so taint with fraud the said election of the said Mitchell E. Friend as to furnish sufficient cause for his removal as a member of Assembly.

Seventh: Your petitioner further shows that the said Mitchell E. Friend should be removed from his seat in the Assembly of the State of New York for the reason that the election of the said Mitchell E. Friend was obtained by fraud and improper actions on the part of the said candidate and that the said candidate was guilty of violations of law in procuring his election.

Your petitioner makes this charge for the following reasons, as he is informed and believes:

1. That the said Mitchell E. Friend is guilty of a violation of law in having personally solicited votes within one hundred feet of the polling places, an act forbidden by law.

2. That the said Mitchell E. Friend is guilty of a violation of law in that he violated the provisions of section 410 of the Penal Code of the State of New York.

3. That the said Mitchell E. Friend is guilty of having committed other acts contrary to law.

Eighth: That your petitioner is prepared to establish by good and legal evidence the facts which he has hereinbefore charged against the said Mitchell E. Friend and to establish to your Honorable Body that the election of the said Mitchell E. Friend was void and tainted with fraud, and that the said Mitchell E. Friend by reason of his acts should be removed as a member of your Honorable Body, and that your petitioner received a plurality of the votes cast at such general election.

Wherefore, your petitioner prays that he be given an opportunity to present to your Honorable Body the evidence showing the aforesaid acts and facts to the satisfaction of your Honorable Body; that the said Mitchell E. Friend be removed as a member of Assembly from the Thirty-first Assembly District, and that your petitioner be declared the duly elected member of Assembly from the Thirty-first Assembly District and that the oath of office be administered to him by the Speaker of your Honorable Body and that he be permitted to take his place as a member of Assembly from the Thirty-first Assembly District.

And your petitioner will ever pray.

Mitchell E. Friend, the respondent herein, for his answer to the petition, respectfully shows:

I. He admits the allegations contained in paragraphs "First", "Second" and "Third" of the said petition.

II. He denies each and every allegation of fact contained in paragraphs "Fourth," "Sixth," "Seventh" and "Eighth" of the said petition.

III. He admits the allegation that at the general election held on the 2nd day of November, 1909, one of the columns of the official ballot was headed by the name of the "Civic Alliance" and its emblem, and that said column was intended to contain the names of candidates nominated by said independent political body, but he denies each and every other allegation contained in paragraph "Fifth" of said petition.

Wherefore, he respectfully prays that the petition herein be dismissed with costs to him.

That the contestant was represented by Strasbourger, Eschwege and Schallek of No. 74 Broadway, New York city, and the contestee by J. Sidney Bernstein of No. 261 Broadway, New York city.

That after the joinder of issue your committee proceeded to review said petition and answer, hear argument of counsel and receive evidence in support of the allegations of the contestant; much of the evidence submitted related to the regularity of certain nominations and the form of the ballots cast at said election.

Upon due deliberation your committee decided, in accordance with established precedent, that it was not within the province of your committee to pass upon these questions on the ground that they had already been passed upon by competent authorities and if any irregularities had existed they had been duly ratified at the polls.

In view of the closeness of the vote in said district your committee proceeded to recanvass the ballots, including void and protested ballots cast at said election in the Thirty-first Assembly District of the borough of Manhattan so far as they related to the election of member of Assembly in and for said district. After a most careful examination of the ballots, tally sheets and returns from the various election districts of said Assembly district your committee determined by a unanimous vote the result of said review and recount to be as follows:

Total number of votes cast.....	10,867
For Samuel Marks.....	5,128
For Mitchell E. Friend.....	5,131
For Joseph C. Frost.....	180
For Thomas Anderson.....	25
For Jerry J. Cohan.....	1
Blank	297
Void	105
Plurality for Mitchell E. Friend.....	3

Your committee therefore finds that the contestant has failed to establish proof to his right to the seat now held by Mitchell E. Friend from the Thirty-first Assembly District of the borough of Manhattan, city and county of New York, and that said Mitchell E. Friend was duly elected to said office and is entitled to such seat for the period of one year beginning January 1, 1910, and ending December 31, 1911, and your committee would, therefore, recommend that the annexed resolution be adopted to carry into effect the findings of this report.

All of which is respectfully submitted.

Dated, Albany, N. Y., May 4, 1910.

CHAS. J. WEBER, *Chairman.*

GEO. W. BROWN.

ROBERT B. WATERS.

JAMES S. CROSS.

L. W. ARGETSINGER.

MARK GOLDBERG.

M. A. O'NEIL.

THOMAS A. BOWMAN.

Resolved, That the Hon. Mitchell E. Friend was duly elected and entitled to hold the seat now occupied by him in the Assembly, State of New York, as a representative of the Thirty-first Assembly District, borough of Manhattan, city and county of New York, from the 1st day of January, 1910, to the 1st day of January, 1911.

By unanimous consent, Mr. Kopp presented the following:

In the matter of the contest of Samuel Marks against Mitchell E. Friend for the seat of member of Assembly from the Thirty-first Assembly District, I hereby except to the findings of the majority of the committee on privileges and elections, for the following reasons:

First: The petition by which the name of the Democratic candidate for member of Assembly from the Thirty-first Assembly District in the nineteen hundred and nine election was placed upon the Civic Alliance column was attacked by the counsel for the contestant before our committee upon the ground of its illegality. Although this committee is charged with the duty of ascertaining as to whether or not any fraud tended to vitiate the election of a member whose seat is being contested, this committee, over the vigorous protest of the undersigned member, refused to permit any evidence to be introduced concerning the manner in which the seated member, Mitchell E. Friend, obtained a place upon the Civic Alliance ticket at the said election.

Second: The Thirty-first Assembly District is made up of twenty-nine election districts. After twenty-eight districts had been canvassed by the committee it was found that the contestant, Samuel Marks, had succeeded in wiping out the plurality of forty-two votes returned by the board of canvassers of the city of New York against him and was thirteen votes ahead of the seated member. A recount of the votes cast in the nineteenth election district of the Thirty-first Assembly district, the last district to be canvassed by your committee, had already been commenced, but was discontinued in a most arbitrary and unusual manner by the committee for some unaccountable reason and the ballots replaced in the ballot box. The box was unsealed and returned that way to the board of elections of New York city. One week after this proceeding the recounting and recanvassing of this box was begun.

Third: The result of this count of the unsealed box showed that, although one hundred and eighty-eight ballots were credited to Samuel Marks, the contestant, on the tally sheets, only one hundred and seventy-eight were shown for him on the recount.

Although one hundred and fifty-one ballots were credited to Mitchell E. Friend, the seated member, on the tally sheets, one hundred and fifty-four ballots were counted for him on the recount. No such divergence between the tally sheets and the recount appeared in any other box against the contestant, Mr. Marks.

Fourth: That the delivery of the ballot box from the nineteenth election district to the board of elections of the city of New York, in an unsealed condition after the recount of the votes had begun, was an irregular and illegal act and was fraught with the possibilities of greatly prejudicing the rights of the contestant, Mr. Marks. In view of the fact that this proceeding was taken despite the insistent protest of the undersigned member of this committee, I deem it that the count of this unsealed ballot box should be wholly disregarded and that the tally sheet record can now be the only official record to be accepted by this committee and this Assembly as the vote cast in the said nineteenth election district.

Fifth: That a tie vote was cast by the committee on at least four disputed ballots which were duly laid aside to be further voted upon when a full committee would be present; that these ballots were never subpoenaed or reconsidered by the full committee or any part thereof, contrary to the ruling of the committee itself. I am convinced that a recount of the ballots so laid aside would result in the seating of Samuel Marks by at least one vote.

Sixth: I, therefore, decide and find that the said Mitchell E. Friend was not legally elected to the Assembly from the Thirty-first Assembly District and that his seat should be vacated by him and that the contestant, Mr. Samuel Marks, be seated as the member from the Thirty-first Assembly District.

Debate was had thereon.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 24

Those who voted in the affirmative were:

Abbey	Donnelly	Hoey	Nolan	Thompson
Allen A F	Ebbets	Holden	Odell	Thorn
Allen H E	Evans	Howard	Oliver	Trombly
Argetsinger	Eveleth	Jackson	O'Neill J J	Van Olinda

Barden	Farrell	Joseph	O'Neil M A	Vieinus
Baumes	Fay	Keller	Parker	Walker
Boylan	Filley	Lachman	Perkins	Walters
Brainard	Fowler	Lansing	Phillips C W	Waters
Brown C F	Frisbie	Lee	Phillips J S	Weber
Brown G W	Gerhardt	Levy J	Pitkin	Weimert
Callan	Gerken	Lowman	Reed	Weinstein
Caughlan	Gillen	Lupton	Roberts	White L H
Cheney	Glore	Macdonald	Rozan	Whitley
Clarke R H	Goldberg	Manley	Sanner	Whitney
Coffey	Goodwin	Marlatt	Shea	Wilkie
Colné	Graubard	McCue	Shepardson	Wilsnack
Connell	Green	McElligott	Smith A E	Wood
Cosad	Greenwood	McGrath	Smith M	Wright
Crocker	Hackett	McInerney	Spielberg	Yale
Cross	Haines	McKeon	Stivers	Young F L
Delano	Herrick	Merritt	Sweet	Zorn
De Long	Hinman			

Those who voted in the negative were:

Bates	Conklin	Garfein	Murray	Ward
Bennett	Dana	Goodspeed	O'Connor	Weiland
Burgoyne	Doherty	Higgins	Raldiris	Wende
Chanler	Donovan	Kopp	Shortt	White E H
Clark S C	Feeley	Metzendorf	Toombs	

Mr. Speaker announced the special order, being the bill (No. 2345, Int. No. 902) entitled "An act to amend the Election Law, in relation to the creation, division and alteration of election districts in cities containing a population of one million or over."

On motion of Mr. Ward, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 10

Those who voted in the affirmative were:

Abbey	De Long	Hinman	Murray	Sweet
Allen A F	Doherty	Hoey	Nolan	Thompson
Allen H E	Donnelly	Holden	O'Connor	Thorn
Argetsinger	Donovan	Howard	Odell	Toombs
Barden	Evans	Jackson	O'Neill J J	Trombly
Bates	Eveleth	Joseph	O'Neil M A	Van Olinda

Baumes	Farrell	Keller	Perkins	Vicinus
Bennett	Fay	Kopp	Phillips J S	Walters
Boylan	Feeley	Lansing	Pitkin	Ward
Brainerd	Filley	Levy J	Raldiris	Weiland
Brown C F	Frisbie	Lowman	Reed	Weimert
Burgoyne	Garfein	Macdonald	Roberts	Wende
Cheney	Gerhardt	Manley	Sanner	White E H
Clarke S C	Gerken	Marlatt	Shepardson	Whitley
Coffey	Goldberg	McElligott	Smith A E	Whitney
Conklin	Goodwin	McKeon	Smith M	Wilkie
Connell	Graubard	Merritt	Spielberg	Wilsnack
Cross	Hackett	Metzendorf	Stivers	Wood
Dana	Herrick	Miller J L	Sullivan	Young F L
Delano	Higgins			

Those who voted in the negative were:

Brown G W	Colné	Glore	Green	Lee
Clarke R H	Ebbets	Goodspeed	Lachman	Weinstein

Ordered; That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2517, Int. No. 1210) entitled "An act to incorporate the city of White Plains."

Said bill having been announced for a second reading, on motion of Mr. Goodwin, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2535, Int. No. 1628) entitled "An act to amend the Code of Civil Procedure, in relation to exemptions and executions."

On motion of Mr. Wilkie, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 88

NOES 27

Those who voted in the affirmative were:

Allen A F	Cross	Higgins	Odell	Sweet
Allen H E	Dana	Hinman	O'Neill J J	Thompson
Argetsinger	Delano	Hoey	O'Neill M A	Thorn
Bates	Doherty	Holden	Perkins	Toombs
Baumes	Donnelly	Howard	Phillips J S	Van Olinda
Bennett	Ebbets	Jackson	Pitkin	Vicinus
Boylan	Eveleth	Lupton	Raldiris	Walker
Brainerd	Fay	Macdonald	Reed	Walters
Brown C F	Feeley	MacGregor	Roberts	Ward
Brown G W	Filley	Manley	Rozan	Waters
Burgoyne	Fowler	Marlatt	Sanner	Weber
Callan	Frisbie	McCue	Shepardson	Weimert
Cheney	Garfein	McElligott	Shortt	White E H
Clark S C	Gillen	Merritt	Smith A E	Wilkie
Colué	Gray	Metzendorf	Smith M	Wilsnack
Conklin	Greenwood	Miller J L	Stivers	Yale
Connell	Haines	Murray	Sullivan	Young F L
Crocker	Herrick	O'Connor		

Those who voted in the negative were:

Abbey	Farrell	Goodwin	Levy J	Weinstein
Caughlan	Gerhardt	Graubard	Lowman	Wende
Clarke R H	Gerken	Hackett	McGrath	White L H
De Long	Glore	Joseph	Spielberg	Whitney
Donovan	Goldberg	Kopp	Trombly	Zorn
Evans	Goodspeed			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2534, Int. No. 1588) entitled "An act to amend the Insanity Law, in relation to State hospital districts."

Said bill having been announced for a second reading, on motion of Mr. J. S. Phillips, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2536, Int. No. 1589) entitled "An act to amend the Insanity Law, in relation to the qualifications of the members of the board of alienists."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2537, Int. No. 1654) entitled "An act to amend chapter three hundred and six of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for the pensioning retired school teachers, superintendents, supervisors and heads of high school departments of the public schools of the city of Scheenectady, and to regulate the collection, management and disbursement thereof,' in relation to contributions to such fund."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2368, Int. No. 583) entitled "An act to purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2500, Int. No. 1083) entitled "An act to amend the Judiciary Law, in relation to the appointment of commissioners of appraisal."

Said bill having been announced for a third reading, on motion of Mr. Yale, said bill was recommitted to the committee on rules, retaining its place on the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2454, Int. No. 1670) entitled "An act to enable the electors of the town of Oswegatchie, Saint Lawrence county, New York, to direct the raising of money to improve and equip the fair grounds of said town."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spilberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2336, Int. No. 452) entitled "An act to amend the Judiciary Law, in relation to the compensation of attendants of the Appellate Division in the third and fourth departments."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shorrt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1310, Int. No. 1065) entitled, "An act to amend chapter four hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to establish the office of public administrator in the county of Richmond,' in relation to the powers of such administrator."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoev	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2430, Int. No. 734) entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' establishing a fund for pensioning retired school teachers and certain other employees and regulating the collection and management thereof."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colzé	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2262, Int. No. 1593) entitled "An act to incorporate the United Charities of Rochester, and to prescribe its objects and powers."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn

Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Fillee	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2344. Int. No. 1338), entitled "An act to amend chapter three hundred and thirty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the erection of a courthouse in the county of New York and authorizing the acquisition of a site therefor.'"

Said bill having been announced for a third reading, on motion of Mr. Ward, and by unanimous consent, said bill was ordered placed on special order third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 1957. Int. No. 1450) entitled "An act to authorize the electors of the village of Peekskill to vote upon a proposition to erect an incinerating plant, and to authorize the issue of bonds for such purpose."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Loag	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2448, Int. No. 1662) entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries."

Said bill having been announced, Mr. Whitney moved to amend as follows:

Page 2, line 10, strike out "therefor" and insert in place "thereof".

Page 3, line 2, strike out the bracket and the italicized matter down to and including the word "and" in line 16.

Page 3, line 23, insert a bracket after the semi-colon at the end of line.

Page 3, between lines 23 and 24, insert in italics the following: "thence northerly in a straight line to a point in the north side of the highway known as South street in the village of Mechanicville,

said point being at right angles to and distant one hundred and fifty feet westerly from the east line of lands of the Hudson Valley Railroad Company produced southerly to said point; thence parallel to the east line of lands of the Hudson Valley Railroad Company and distant one hundred and fifty feet westerly from said line to a point where a line parallel with the westerly line of Eighth avenue, and distant one hundred feet westerly from the said westerly line of Eighth avenue, produced southerly, would intersect said point; thence northerly, and parallel to the west line of Eighth avenue and distant one hundred feet westerly from said westerly line of Eighth avenue to a point one thousand feet northerly of the north line of Elizabeth street, thence northerly to the center of the Tenendaho creek and the center of the bridge crossing said Tenendaho creek; at the northwesterly end of Round Lake avenue, and where said bridge connects Round Lake avenue with Saratoga avenue; thence easterly from the center of the bridge to the stone monument at the northwest corner of the boundary line of the village of Mechanicville;”.

Page 3, line 25, insert a bracket “**[**” after the word “of” and before the comma “**]**”, and after the bracket and before the comma insert in italics “Saratoga avenue”.

Page 4, line 10, insert a bracket “**[**” before the word “North” and after the word “street” “**]**”, and before the semi-colon insert in italics the words “Saratoga avenue”.

Page 4, line 12, insert a bracket “**[**” before the word “North” and after the word “street” “**]**”, and after the last bracket insert “Saratoga avenue”.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. Whitney, was ordered reprinted, re-engrossed and placed on the special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2355, Int. No. 1638) entitled “An act to amend the General Business Law, in relation to size of barrel for quinces and pears, and repealing section two hundred and sixty-three of the Agricultural Law.”

Said bill having been announced, Mr. Caughlan withdrew the pending amendments and then moved to amend as follows:

On page 1, line 8, strike out “or potatoes”.

On page 2, line 2, strike out “or potato”.

On page 2, line 5, strike out “or potato”.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said bill be reprinted and restored to special order of second and third reading.

Mr. Speaker announced the special order, being the bill (No. 983, Int. No. 842) entitled "An act to amend the General Business Law, in relation to trade marks."

Said bill having been announced, Mr. McCue moved to amend as follows:

Page 2, line 20, after the word "any" insert the word "commercial".

Page 3, line 14, after the word "parties" insert the following: "This act shall not apply to bottles used for domestic wines or champagnes."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. MacGregor, was ordered reprinted, engrossed and placed on special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2459, Int. No. 1217) entitled "An act authorizing the city of Buffalo to provide for the separation of the grades of certain streets and public grounds therein from the grades of railroad tracks upon or across the same, and for the discontinuance, contraction or alteration of said streets and public grounds."

Debate was had thereon.

On motion of Mr. MacGregor, said bill was then read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 75

NOES 36

Those who voted in the affirmative were:

Allen A F	Conklin	Greenwood	Murray	Walters
Allen H E	Connell	Haines	O'ell	Ward
Argetsinger	Cross	Higgins	Parker	Waters
Barden	Dana	Hinman	Phillips C W	Weber
Bates	Delano	Holden	Phillips J S	Weimert
Baumes	Doherty	Howard	Raldiris	Weinstein
Bennett	Ebbets	Lachman	Reed	White E H
Brainerd	Eveleth	Lee	Shea	Whitley
Brown C F	Filley	Lowman	Shepardson	Whitney
Brown G W	Fowler	Lupton	Smith M	Wilkie
Burgoyne	Garfein	Macdonald	Stivers	Wilsnack
Cheney	Glore	MacGregor	Sullivan	Wood
Clarke R H	Goodspeed	Marlatt	Thompson	Yale
Clark S C	Goodwin	McInerney	Thorn	Young F L
Colné	Gray	Merritt	Toombs	Zorn

Those who voted in the negative were:

Abbey	Farrell	Jackson	Metzendorf	Shortt
Boylan	Friend	Joseph	O'Connor	Spielberg
Chanler	Frisbie	Levy J	O'Neill J J	Trombly
Cosad	Gerhardt	Manley	O'Neil M A	Walker
Crocker	Gerken	McElligott	Roberts	Wende
Donnelly	Hackett	McGrath	Rozan	White L H
Donovan	Herrick	McKeon	Sanner	Wright
Evans				

Mr. MacGregor moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2456, Int. No. 1657) entitled "An act to provide for the leasing of camp sites within the forest preserve of the State."

Said bill having been announced, Mr. J. S. Phillips moved to amend as follows:

On page 1, line 1, strike out word "on" and insert "of".

Same page, line 10, strike out last four words, and strike out lines 1 and 2 on page 2 and first four words of line 3, and insert in the place of the matter stricken out the following: "In case any such camp site borders upon any State highway, stream or body of water the frontage thereon shall not exceed three hundred feet, and there shall be at least three hundred feet between the parcels of land so leased;"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. J. S. Phillips, was ordered reprinted, engrossed and placed on special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2264, Int. No. 1595) entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and nine, constituting the 'General City Law.'"

Said bill having been announced for a second reading, on motion of Mr. MacGregor, said bill was laid aside, retaining its place on special order of second and third reading.

Mr. Speaker announced the special order, being the bill (No. 2358, Int. No. 1641) entitled "An act to amend the Penal Law, in relation to the unauthorized use of automobiles."

On motion of Mr. Spielberg, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 2

Those who voted in the affirmative were:

Abbey	De Long	Greenwood	Merritt	Thompson
Allen A F	Doherty	Hackett	Miller J L	Thorn
Allen H E	Donnelly	Haines	Murray	Toombs
Argetsinger	Donovan	Herrick	Neupert	Trombly
Barden	Ebbets	Higgins	O'Connor	Vicinus
Bates	Evans	Hinman	Odell	Walker
Baumes	Eveleth	Hoey	Oliver	Walters
Bennett	Farrell	Holden	O'Neill J J	Ward
Boylan	Fay	Howard	O'Neil M A	Waters
Brainerd	Feeley	Jackson	Perkins	Weber
Brown C F	Filley	Joseph	Phillips C W	Weiland
Brown G W	Foley	Kopp	Phillips J S	Weimert
Burgoyne	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Reed	Wende
Chanler	Frisbie	Levy J	Roberts	White E H
Cheney	Garfein	Lowman	Rozan	White L H
Clarke R H	Gerhardt	Lupton	Sanner	Whitley
Clark S C	Gerken	Macdonald	Shea	Whitney
Colné	Gillen	MacGregor	Shepardson	Wilkie

Conklin	Glore	Manley	Shortt	Wilsnack
Connell	Goldberg	Marlatt	Smith A E	Wood
Cosad	Goodspeed	McCue	Smith M	Wright
Crocker	Goodwin	McElligott	Spielberg	Yale
Cross	Graubard	McGrath	Stivers	Young F L
Dana	Gray	McInerney	Sullivan	Zorn
Delano	Green	McKeon	Sweet	

Those who voted in the negative were:

Callan Raldiris

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2530, Int. No. 174) entitled "An act to amend the Penal Law, in relation to members of the Legislature."

Said bill having been announced, Mr. Dana moved to amend as follows:

Page 2, line 5, strike out "or for any services ren-", lines 6 to 9, inclusive, and in line 10 "New York is adversely interested".

Mr. Speaker put the question whether the House would agree to said motion of Mr. Dana, and it was determined in the negative.

Mr. Shortt moved to amend as follows:

Page 2, line 7, after the word "State" insert "other than a court, or judge, or a referee or appraiser appointed or designated by a court or judge".

Mr. Speaker put the question whether the House would agree to said motion of Mr. Shortt, and it was determined in the affirmative.

Mr. J. S. Phillips moved to recommit said bill to the committee on rules.

Mr. Speaker put the question whether the House would agree to said motion of Mr. J. S. Phillips, and it was determined in the negative.

AYES 55

NOES 65

Those who voted in the affirmative were:

Allen A F	Crocker	Harwood	McCue	Sullivan
Allen H E	Cross	Herrick	McGrath	Toombs
Argetsinger	Farrell	Hoey	McInerney	Walker
Barden	Feelev	Howard	O'Neill J J	Ward
Boylan	Friend	Jackson	O'Neil M A	Weber

Brown C F	Glore	Keller	Perkins	Weinstein
Brown G W	Goodspeed	Lachman	Phillips J S	Wende
Burgoyne	Goodwin	Lowman	Reed	White E H
Caughlan	Gray	Macdonald	Sanner	Wilsnack
Coffey	Greenwood	MacGregor	Smith A E	Yale
Conklin	Haines	Manley	Smith M	Zorn

Those who voted in the negative were:

Abbey	Delano	Holden	Odell	Thorn
Bates	De Long	Joseph	Parker	Trombly
Baumes	Doherty	Kopp	Phillips C W	Vicinus
Bennett	Donovan	Lansing	Raldiris	Walters
Brainerd	Evans	Lee	Roberts	Waters
Callan	Filley	Levy J	Rozan	Weiland
Chanler	Fowler	Lupton	Shea	Weimert
Cheney	Frisbie	McElligott	Shepardson	White I H
Clarke R H	Goldberg	McKeon	Shortt	Whitley
Clark S C	Graubard	Metzendorf	Spielberg	Whitney
Colné	Hackett	Miller J L	Stivers	Wood
Connell	Higgins	Murray	Sweet	Wright
Dana	Hinman	O'Connor	Thompson	Young F L

Said bill, as amended, was then read the second time, and, on motion of Mr. Lansing, was ordered reprinted, engrossed and placed on special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2450, Int. No. 1664) entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to the power of the common council."

On motion of Mr. Coffey, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly

Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2518, Int. No. 1700) entitled "An act in relation to constructing, using and leasing subways or conduits in the streets of the village of Seneca Falls, and the powers of the trustees of such village in respect thereto and the borrowing therefor upon the bonds of the village."

On motion of Mr. Cosad, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly

Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spiegelberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2489, Int. No. 1687) entitled "An act to incorporate the Xavier Alumni Sodality of the City of New York."

On motion of Mr. Foley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker

Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clark R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Cohné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2491, Int. No. 1689) entitled "An act to amend the Education Law, in relation to the date of annual meetings and the election and duties of trustees."

On motion of Mr. Greenwood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neill M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber

Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2524, Int. No. 1706) entitled "An act to grant and release to the city of Rochester all the right, title and interest of the people of the State of New York in and to certain lands in the city of Rochester formerly used in connection with the State Industrial School."

On motion of Mr. C. W. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argtsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters

Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2492, Int. No. 1690) entitled "An act to amend the charter of the city of Rensselaer, in relation to special tax election for school purposes."

On motion of Mr. Lansing, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland

Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Cohné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2361, Int. No. 1644) entitled "An act to amend the Lien Law, being chapter thirty-three of the Consolidated Laws, by inserting in article eight thereof a new section, to be known as section one hundred and eighty-six, providing for a lien in favor of factors, commission merchants and private bankers upon certain merchandise and the proceeds thereof."

On motion of Mr. MacGregor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward

Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Canaler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McClue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 41, Int. No. 41) entitled "An act providing for the erection of a new State armory at Malone, New York, the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and building, and the application of the proceeds to such new building, and for other purposes relative to the same."

On motion of Mr. Macdonald, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argersinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Humman	O'Connor	Trombly
Beck	Evans	Hocoy	Odell	Van Olinda
Bennett	Liveeth	Holden	Oliver	Vicinus

Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Gillen	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt.	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 476, Int. No. 451) entitled "An act to amend the Judiciary Law, in relation to the compensation of the deputy clerk of the Appellate Division in the fourth department and of the consultation clerk to the justices thereof."

On motion of Mr. McInerney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
A getsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus

Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Philips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Caeney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerke	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2531, Int. No. 1402) entitled "An act to amend the Labor Law, relating to the Department of Labor, and creating therein a new bureau."

On motion of Mr. Parker, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 2

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Sweet
Allen A F	De Long	Hearn	Murray	Thompson
Allen H E	Doherty	Herrick	Neupert	Thorn
Argetsinger	Donovan	Higgins	Nolan	Toombs
Barden	Ebbets	Hinman	O'Connor	Trombly
Baumes	Evans	Hoey	Odell	Van Olinda
Beck	Eveleth	Holden	Oliver	Vicinus
Bennett	Farrell	Howard	O'Neill J J	Walker
Boylan	Fay	Jackson	O'Neil M A	Walters
Brainerd	Feeley	Joseph	Parker	Ward

Brennan	Filley	Keller	Patrie	Waters
Brown C F	Foley	Kopp	Perkins	Weber
Brown G W	Fowler	Lachman	Phillips C W	Weiland
Burgoyne	Friend	Lansing	Pitkin	Weinstein
Callan	Frisbie	Lee	Reed	Wende
Caughlan	Garfein	Levy J	Roberts	White E H
Cheney	Gerhardt	Lowman	Rozan	White L H
Clarke R H	Gerken	Lupton	Sanner	Whitley
Clark S C	Glore	Macdonald	Shea	Whitney
Coffey	Goldberg	MacGregor	Shepardson	Wilkie
Colné	Goodspeed	Manley	Shortt	Wilsnack
Conklin	Goodwin	Marlatt	Smith A E	Wood
Connell	Graubard	McCue	Smith M	Wright
Cosad	Gray	McElligott	Spielberg	Yale
Crocker	Green	McInerney	Stivers	Young F L
Cross	Greenwood	McKeon	Sullivan	Zorn
Dana	Hackett	Merritt		

Those who voted in the negative were:

Chanler Phillips J S

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2515, Int. No. 1691) entitled "An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal Training School."

On motion of Mr. Sweet, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly

Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2259, Int. No. 1590) entitled "An act to amend the Penal Law, in relation to the unauthorized use of vehicles."

On motion of Mr. Toombs, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argersinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker

Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 951, Int. No. 818) entitled "An act to amend the Code of Civil Procedure, in relation to notice of proceedings to appoint a special guardian."

On motion of Mr. Toombs, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 5

Those who voted in the affirmative were:

Abbey	Dana	Gray	McKeon	Sullivan
Allen A F	Delano	Green	Merritt	Thompson
Allen H E	De Long	Greenwood	Miller J L	Thorn
Argetsinger	Doherty	Hackett	Murray	Toombs
Barden	Donnelly	Haines	Neupert	Trombly
Bates	Donovan	Herrick	O'Connor	Vicinus
Baumes	Ebbets	Higgins	Odell	Walker
Bennett	Evans	Hinman	Oliver	Walters
Boylan	Eveleth	Hoey	O'Neill J J	Ward
Brainerd	Farrell	Holden	O'Neil M A	Waters
Brown C F	Fay	Howard	Phillips C W	Weber

Brown G W	Feeley	Jackson	Phillips J S	Weiland
Burgoyne	Filley	Kopp	Pitkin	Weinstein
Callan	Foley	Lachman	Raldiris	Wende
Caughlan	Friend	Lansing	Reed	White E H
Chanler	Frisbie	Lowman	Roberts	White L H
Cheney	Garfein	Lupton	Rozan	Whitley
Clarke R H	Gerhardt	Macdonald	Sanner	Whitney
Clark S C	Gerken	MacGregor	Shea	Wilkie
Colné	Gillen	Manley	Shepardson	Wilsnack
Conklin	Glore	Marlatt	Shortt	Wood
Connell	Goldberg	McCue	Smith A E	Wright
Cosad	Goodspeed	McElligott	Smith M	Yale
Crocker	Goodwin	McGrath	Spielberg	Young F L
Cross	Graubard	McInerney	Stivers	Zorn

Those who voted in the negative were:

Fowler	Joseph	Levy J	Perkins	Weimert
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Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 953, Int. No. 820) entitled "An act to amend the Code of Civil Procedure, in relation to personal service of summons upon infants."

On motion of Mr. Toombs, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 7

Those who voted in the affirmative were:

Abbey	Dana	Gray	Miller J L	Thompson
Allen A F	Delano	Green	Murray	Thorn
Allen H E	De Long	Greenwood	Neupert	Toombs
Argetsinger	Doherty	Hackett	O'Connor	Trombly
Barden	Donnelly	Haines	Odell	Vicinus
Bates	Donovan	Herrick	Oliver	Walker
Baumes	Ebbets	Higgins	O'Neill J J	Walters
Bennett	Evans	Hinman	O'Neil M A	Ward
Boylan	Eveleth	Hoey	Phillips C W	Waters
Brainerd	Farrell	Holden	Phillips J S	Weber
Brown C F	Fay	Howard	Pitkin	Weiland

Brown G W	Feeley	Jackson	Raldiris	Weinstein
Burgoyne	Filley	Kopp	Reed	Wende
Callan	Foley	Lachman	Roberts	White E H
Caughlan	Friend	Lansing	Rosan	White L H
Chanler	Frisbie	Lowman	Sanner	Whitley
Cheney	Garfein	Lupton	Shea	Whitney
Clarke R H	Gerhardt	Macdonald	Shepardson	Wilkie
Clark S C	Gerken	Manley	Shortt	Wilsnack
Colné	Gillen	Marlatt	Smith A E	Wood
Conklin	Glore	McCue	Smith M	Wright
Connell	Goldberg	McElligott	Spielberg	Yale
Cosad	Goodspeed	McGrath	Stivers	Young F L
Crocker	Goodwin	McKeon	Sullivan	Zorn
Cross	Graubard	Merritt		

Those who voted in the negative were:

Fowler	Levy J	McInerney	Perkins	Weimert
Joseph	MacGregor			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 681, Int. No. 625) entitled "An act to provide for the improvement and repair of the dike across the fourth branch of the Mohawk river, between the city of Cohoes and the village of Green Island, Albany county, New York, and making an appropriation therefor."

On motion of Mr. Waters, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly

Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rosan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2251, Int. No. 1711) entitled "An act to amend the State Charities Law, in relation to the powers of the board of managers of the Syracuse State Institution for Feeble-Minded Children."

On motion of Mr. Walters, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus

Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1844, Int. No. 1382) entitled "An act to amend the Personal Property Law, relative to bills of lading."

Said bill having been announced for a second reading, on motion of Mr. Weimert, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 1814, Int. No. 1369) entitled "An act to amend the Personal Property Law, in relation to the sales of goods."

Said bill having been announced for a second reading, on motion of Mr. Weimert, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 1845, Int. No. 1383) entitled "An act to amend the Personal Property Law, relative to transfers of shares of stock in corporations."

Said bill having been announced for a second reading, on motion of Mr. Weimert, said bill was recommitted to the committee on rules, retaining its place on the order of second reading.

Mr. Speaker announced the special order, being the bill (No. 2353, Int. No. 1636) entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argtsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	Mc'ue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2354, Int. No. 1637) entitled "An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J W	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2416, Int. No. 1655) entitled "An act to amend the Public Buildings Law, in relation to competition for selection of architects for State work."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Barthes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Gloré	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2423, Int. No. 1180) entitled "An act to amend the Public Health Law, in relation to the practice of pharmacy."

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Thursday next.

Mr. Speaker announced the special order, being the bill (No. 2424, Int. No. 1181) entitled "An act to amend the Education

Law, in relation to creating a State board of examiners in pharmacy and conferring certain powers, in respect to pharmacy, on the State Board of Regents."

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Thursday next.

The bill (No. 2175, Int. No. 686) entitled "An act to amend section twenty-seven hundred and twenty-eight of the Code of Civil Procedure, relative to the judicial settlement of accounts of executors and administrators," having been announced for a third reading, on motion of Mr. Glore, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2169, Int. No. 685) entitled "An act to amend section nineteen hundred and forty-seven of the Code of Civil Procedure, relative to the continuance of partnership business during action for accounting, et cetera, and to the ascertainment of the value of the partnership property and of the interest of respective partners and as to accountings between partners," having been announced for a third reading, on motion of Mr. Glore, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2172, Int. No. 683) entitled "An act to amend section ten hundred and fifteen of the Code of Civil Procedure, relative to compulsory references upon questions incidentally arising and references to take accounts," having been announced for a third reading, on motion of Mr. Glore, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2171, Int. No. 682) entitled "An act to amend section twenty-seven hundred and twenty-five of the Code of Civil Procedure, relative to intermediate accountings of executors and administrators," having been announced for a third reading, on motion of Mr. Glore, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2170, Int. No. 680) entitled "An act to amend section twenty-eight hundred and forty-four of the Code of Civil Procedure, relative to the annual examination of guardian's ac-

counts," having been announced for a third reading, on motion of Mr. Glore, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2212, Int. No. 948) entitled "An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents," having been announced for a third reading, on motion of Mr. Foley, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 2185, Int. No. 1196) entitled "An act to amend the General Business Law, in relation to the regulation of private banks and bankers, and to repeal article ten thereof, relating to ticket agents," having been announced for a third reading, on motion of Mr. Kopp, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 2251, Int. No. 1274), entitled "An act to amend the Domestic Relations Law, in relation to qualifications for matrimony as to age of parties and consent of parents," having been announced for a third reading, on motion of Mr. Garfein, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2458, Int. No. 1287) entitled "An act to amend the Insanity Law, relative to the care and treatment of insane persons and persons under examination as to their sanity, pending such examination and prior to their transfer to institutions for the insane," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs

Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2505, Int. No. 308) entitled "An act to cede to the town of Smithtown, Suffolk county, all the right, title and interest of the State in lands adjacent to such town between high and low water marks, for the protection of clamming," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

AYES 136

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Merritt	Sullivan
Allen A F	De Long	Harwood	Metzendorf	Sweet
Allen H E	Doherty	Hearn	Murray	Thompson
Argetsinger	Donovan	Herrick	Neupert	Thorn
Barden	Ebbets	Higgins	Nolan	Toombs
Baumes	Evans	Hinman	O'Connor	Trombly
Beck	Eveleth	Hoey	Odell	Van Olinda
Bennett	Farrell	Holden	Oliver	Vicinus
Boylan	Fay	Howard	O'Neill J J	Walker
Brainerd	Feeley	Jackson	O'Neil M A	Walters
Brennan	Filley	Joseph	Parker	Ward
Brown C F	Foley	Keller	Patrie	Waters

Brown G W	Fowler	Kopp	Perkins	Weber
Burgoyne	Friend	Lachman	Phillips C W	Weiland
Callan	Frisbie	Lansing	Phillips J S	Weinstein
Caughlan	Garfein	Lee	Pitkin	Wende
Chanler	Gerhardt	Levy J	Reed	White E H
Cheney	Gerken	Lowman	Roberts	White L H
Clarke R H	Glore	Lupton	Rozan	Whitley
Clark S C	Goldberg	Macdonald	Sanner	Whitney
Coffey	Goodspeed	MacGregor	Shea	Wilkie
Colné	Goodwin	Manley	Shepardson	Wilsnack
Conklin	Graubard	Marlatt	Shortt	Wood
Connell	Gray	McCue	Smith A E	Wright
Cosad	Green	McElligott	Smith M	Yale
Crocker	Greenwood	McInerney	Spielberg	Young F L
Cross	Hackett	McKeon	Stivers	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2472, Int. No. 294) entitled "An act to amend the Forest, Fish and Game Law, in relation to trespass," having been announced for a third reading, on motion of Mr. Lansing, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 2533, Int. No. 1144) entitled "An act to amend the General Corporation Law, in relation to dispensing with publications of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn

Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chauler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2516, Int. No. 1308) entitled "An act to extend the corporate existence of the Acme Land Company and to validate its conveyance of real estate," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters

Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Clore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spiegelberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered. That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2484, Int. No. 1148) entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein

Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2471, Int. No. 616) entitled "An act to amend the Tenement House Law, in relation to definition of tenement house," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 79

NOES 34

Those who voted in the affirmative were:

Allen A F	Cross	Holden	Parker	Van Olinda
Allen H E	Delano	Howard	Phillips C W	Vicinus
Barden	Doherty	Kopp	Phillip J S	Walters
Bates	Donnelly	Lachman	Pitkin	Ward
Baumes	Ebbets	Lansing	Raldiris	Waters
Bennett	Feeley	Lupton	Reed	Weber
Boylan	Filley	Macdonald	Roberts	Weiland
Brainerd	Fowler	MacGregor	Shea	White E H
Brown C F	Gillen	Manley	Shepardson	Whitley
Brown G W	Goodwin	McCue	Smith M	Whitney
Burgoyne	Gray	McInerney	Stivers	Wilsnack
Callan	Greenwood	Merritt	Sullivan	Wood
Cheney	Haines	Miller J L	Sweet	Yale
Coffey	Herrick	Nolan	Thompson	Young F L
Conklin	Higgins	Odell	Thorn	Zorn
Connell	Hinman	O'Neil M A	Toombs	

Those who voted in the negative were:

Abbey	De Long	Graubard	McElligott	Trombly
Chanler	Evans	Hackett	McGrath	Weimert
Clarke R H	Farrell	Hoey	Metzendorf	Weinstein
Clark S C	Friend	Joseph	Murray	Wende
Cosad	Gerken	Lee	O'Neill J J	White L H
Crocker	Goldberg	Levy J	Rozan	Wilkie
Dana	Goodspeed	Lowman	Shortt	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, April 19, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1234, Int. No. 604), entitled "An act to amend the Code of Civil Procedure, relating to the examination by the surrogate of the county wherein the witnesses reside of the subscribing witnesses to a will offered for probate in another county."

CHARLES E. HUGHES.

Said bill having been announced, Mr. M. A. O'Neil moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chandler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colaé	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wisnack

Connel	Goldberg	Marlatt	Shortt	Wood
Cosadl	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Mr. M. A. O'Neil moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 11, change "a" to "the".

Page 2, line 12, strike out "in his office" and insert in italics: "of his court, or before any such clerk if there is more than one, or before any deputy clerk of his court, such clerk or deputy clerk to be".

Page 2, line 12, bracket "he" and insert in italics "such surrogate".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
IN SENATE, May 9, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 2325, Int. No. 703), entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Howard moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Mr. Howard moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Strike out the word "effect", line 9, page 2, and insert in the place thereof the word "affect".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A message was received from the Senate, in words following:

IN SENATE, May 9, 1910.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 330, Rec. No. 39), entitled "An act to amend chapter one hundred and twenty-nine of the Laws of eighteen hundred and sixty-nine, entitled 'An act to incorporate the village of Williamsville,' as amended by chapter seventy-one of the Laws of eighteen hundred and ninety-two, rela-

tive to the improvement of streets and issue of bonds to raise money for such purpose."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Davis, and by unanimous consent, the same was amended as follows:

Page 3, line 6, strike out the words "should such expense be more than two thousand dollars".

Said bill, as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Said bill having been announced, Mr. Wende moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Marley	Shepardson	Wilsnaek
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Said bill, as amended, was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herriek	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	O'lell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Bylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lowman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same.

A message was received from the Senate, in the words following:

IN SENATE, May 9, 1910.

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 1416, Rec. No. 160).

entitled "An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled 'An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three," and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation,' in relation to the procedure for payment of awards."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Hill, and by unanimous consent, the same was amended as follows:

Page 3, line 14, after the word "infant" insert the words "or incompetent person".

Said bill, as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Said bill having been announced, Mr. Colne moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Metzendorf	Sweet
Allen A F	Delano	Harwood	Murray	Thompson
Allen H E	De Long	Hearn	Neupert	Thorn
Argetsinger	Doherty	Herrick	Nolan	Toombs
Barden	Donovan	Higgins	O'Connor	Trombly
Baumes	Ebbets	Hinman	Odell	Van Olinda
Beck	Evans	Hoey	Oliver	Vicinus
Bennett	Eveleth	Holden	O'Neill J J	Walker
Boylan	Farrell	Howard	O'Neil M A	Walters
Brainerd	Fay	Jackson	Parker	Ward
Brennan	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland

Burgoyne	Fowler	Lansing	Phillips J S	Weinstein
Callan	Friend	Lee	Pitkin	Wende
Caughlan	Frisbie	Levy J	Reed	White E H
Chanler	Garfein	Lowman	Roberts	White L H
Cheney	Gerhardt	Lupton	Rozan	Whitley
Clarke R H	Gerken	Macdonald	Sanner	Whitney
Clark S C	Glore	MacGregor	Shea	Wilkie
Coffey	Goldberg	Manley	Shepardson	Wilsnack
Colné	Goodspeed	Marlatt	Shortt	Wood
Conklin	Goodwin	McCue	Smith A E	Wright
Connell	Graubard	McElligott	Smith M	Yale
Cosad	Gray	McInerney	Spielberg	Young F L
Crocker	Green	McKeon	Stivers	Zorn
Cross	Greenwood	Merritt	Sullivan	

Said bill, as amended, was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 1

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Fillee	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wood
Connell	Goldberg	Marlatt	Shortt	Wright
Cosad	Goodspeed	McCue	Smith A E	Yale
Crocker	Goodwin	McElligott	Smith M	Young F L
Cross	Graubard	McGrath	Spielberg	Zorn
Dana	Gray	McInerney	Stivers	

In the negative:

Wilsnack

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same.

A message was received from the Senate, in words following:

IN SENATE, *May 9, 1910.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 1417, Rec. No. 129), entitled "An act to authorize the Superintendent of the Insurance Department to disburse the moneys collected by him under the provisions of chapter five hundred and thirty of the Laws of nineteen hundred and three, which were repealed by chapter two hundred and six of the Laws of nineteen hundred and nine."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Schlosser, and by unanimous consent, the same was amended as follows:

In the last line of the title strike out the word "six" and insert in place thereof the word "eighty-six".

Said bill, as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Said bill having been announced, Mr. M. Smith moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly

Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Said bill, as amended, was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney

Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same.

A message was received from the Senate, in words following:

IN SENATE, *May 9, 1910.*

Pursuant to concurrent resolution of the Senate and Assembly, the Governor returned the Senate bill (No. 399, Reprint No. 1415, Rec. No. 49), entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,' in relation to the fire pension fund."

The vote upon the final passage of the said bill having been reconsidered, on motion of Mr. Meade, and by unanimous consent the same was amended as follows:

Strike out the italicized words on page 2 and insert "or to a former member of the paid fire force who performed duty therein, either as a paid or minute man, for a period of thirty years or upwards, and who has attained the age of sixty-four years, provided that such former member retired from such force since the establishment of a pension fund for the paid fire department, had contributed thereto for at least five years, was qualified for pension at the time of his retirement and was not retired upon charges,".

Said bill, as amended, was reprinted, re-engrossed, and having been on the desks of the members three legislative days, was passed and ordered sent to the Assembly for concurrence.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Said bill having been announced, Mr. Whitley moved to reconsider the vote upon which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Gl re	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Said bill, as amended, was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Beck	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber

Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same.

The Senate returned the Assembly bill (No. 1063, Senate reprint No. 1366, Int. No. 909) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of John M. Shultz against the State for damages alleged to have been sustained by him and to render judgment therefor," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 16, after word "herein" at end of line insert ","; line 19, strike out word "the" and insert word "a"; line 20, strike out word "were" and insert "shall be"; line 21, between words "award and" insert word "to"; line 23, after word "equitable" insert ","; line 24, after word "of" insert "said"; same line, after word "damages" strike out comma and insert a ","; line 26, strike out the period after the word "act" and insert a ";" and the words "provided however that nothing in this act, nor the fact of the passage of the same, shall be deemed or construed to have acknowledged or created any liability on the part of the State, nor shall the passage of this act be construed as debarring the State from interposing any legal or equitable defense which it would otherwise have against the alleged claim, except the statute of limitation."

Mr. Walters moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 2067, Senate reprint No. 1364, Int. No. 1222) entitled "An act to amend chapter six hundred and seventy of the Laws of eighteen hundred and ninety-two, entitled 'An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and seventy, entitled "An act to amend an act to incorporate the city of Troy, passed April twelfth, eighteen hundred and sixteen, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy," and the acts amendatory of said chapter five hundred and ninety-eight, and to consolidate into one act several of the acts amending the charter of and other acts relating to the city of Troy and its departments, and to the inferior local courts therein,' in relation to the powers of the common council." with

a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 3, insert quotation marks before the word "An"; line 6, after the comma after the word "Troy" insert quotation; line 11, make the word "ninety-one" read "ninety-nine".

Mr. Filley moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1947, Senate reprint No. 1344, Int. No. 1440), entitled "An act to provide for

the licensing of dogs in the city of Elmira, for the care and protection of lost, strayed and homeless dogs, for securing and protecting the rights of the owners thereof, and for the protection of the public," with a message that they have concurred in the passage of the same, with the following amendment:

Page 7, line 16, strike out word "May" and insert word "August".

Mr. Lowman moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan }
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoe	Odell	Van Olinas
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein }
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the Assembly bill (No. 1353, Senate re-print No. 1336, Int. No. 721), entitled "An act to amend the Judiciary Law, in relation to the compensation of attendants of Appellate Division in third and fourth departments," with a message that they have concurred in the passage of the same, with the following amendment:

Page 1, line 9, before the word "payable" insert "not exceeding fifteen hundred dollars a year".

Mr. Lowman moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the Assembly bill (No. 1284, Senate reprint No. 1187, Int. No. 713), entitled "An act to amend chapter two hundred and ninety-eight of the Laws of eighteen hundred and eighty-three, entitled 'An act to provide for the government of the "city of Albany,"' in relation to extending the westerly boundaries of said city and enlarging the nineteenth ward, and to provide for the platting of the new territory for purposes of taxation and the acquisition by the city of approaches thereto as part of the city park," with a message that they have concurred in the passage of same, with the following amendments:

Page 2, line 13, after word "center" insert "of Lake avenue formerly Perry street; thence southerly along the"; line 14, strike out all of the line.

Mr. Hinman moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Fillee	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H

Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 721, Senate reprint No. 1337, Int. No. 653), entitled "An act to amend chapter six hundred and seventy of the Laws of nineteen hundred and six, entitled 'An act to establish a new State prison in the eastern part of the State to take the place of Sing Sing prison; to authorize the Governor to appoint a commission to select and purchase a site,' in relation to the compensation and expenses of the commissioners and their secretary," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 6, strike out the period after the word "duties" and insert "such expenses to be audited by the comptroller on itemized vouchers duly verified."; strike out the bracket before the word "the" on line 8, and insert a bracket before the word "and" on line 9 and after the word "expenses" on line 10; strike out the bracket after the word "dollars" on line 11 and insert "He shall also be paid his necessary expenses incurred in the discharge of his official duties, such expenses to be audited by the commission and paid by the comptroller on itemized vouchers duly verified."

Mr. Yale moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Farrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patric	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1014, Senate re-print No. 1292, Int. No. 866), entitled "An act to amend the Education Law, in relation to the New York State School of Agriculture of the St. Lawrence University," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 1, strike out the word "forty" and insert the word "fifty"; line 2, strike out the word "forty-two" and insert the word "fifty-two"; line 4, before the word "are" insert "as renumbered by chapter one hundred and forty of the Laws of nineteen hundred and ten."

Line 6, strike out "1140" and insert "1150".

Page 2, line 1, strike out "1142" and insert "1152"; line 23, strike out "forty-two" and insert "fifty-two"; line 24, strike out "forty-three" and insert "fifty-three".

Mr. Merritt moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	Merritt	Sullivan
Allen A F	Delano	Harwood	Metzendorf	Sweet
Allen H E	De Long	Hearn	Murray	Thompson
Argetsinger	Doherty	Herrick	Neupert	Thorn
Barden	Donovan	Higgins	Nolan	Toombs
Baumes	Ebbets	Hinman	O'Connor	Trombly
Beck	Evans	Hoey	Odell	Van Olinda
Bennett	Eveleth	Holden	Oliver	Vicinus
Boylan	Fairrell	Howard	O'Neill J J	Walker
Brainerd	Fay	Jackson	O'Neil M A	Walters
Brennan	Feeley	Joseph	Parker	Ward
Brown C F	Filley	Keller	Patrie	Waters
Brown G W	Foley	Kopp	Perkins	Weber
Burgoyne	Fowler	Lachman	Phillips C W	Weiland
Callan	Friend	Lansing	Phillips J S	Weinstein
Caughlan	Frisbie	Lee	Pitkin	Wende
Chanler	Garfein	Levy J	Reed	White E H
Cheney	Gerhardt	Lowman	Roberts	White L H
Clarke R H	Gerken	Lupton	Rozan	Whitley
Clark S C	Glore	Macdonald	Sanner	Whitney
Coffey	Goldberg	MacGregor	Shea	Wilkie
Colné	Goodspeed	Manley	Shepardson	Wilsnack
Conklin	Goodwin	Marlatt	Shortt	Wood
Connell	Graubard	McCue	Smith A E	Wright
Cosad	Gray	McElligott	Smith M	Yale
Crocker	Green	McInerney	Spielberg	Young F L
Cross	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 2246, Senate reprint No. 1432, Int. No. 1400), entitled "An act to amend the Highway Law, in relation to salaries," with a message that they have concurred in the passage of the same, with the following amendments:

Page 1, line 6, strike out word "eight" and insert word "seven"; same line, after word "dollars" insert "(\$7,000)"; line 8, strike out word "seven" and insert "six"; same line,

after word "dollars" insert "(\$6,000)"; line 10, strike out word "five" and insert "four"; same line, after word "thousand" insert "five hundred"; same line, after word "dollars" insert "(\$1,500)".

Mr. Merritt moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sonner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 652, Senate reprint No. 1365, Int. No. 611), entitled "An act to amend the Public Lands Law, in relation to grants of land under water,"

with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 18, after word "surrender" insert "or reconveyance to the State of the whole or any part"; line 20, after the word "lands" insert "and upon proper terms".

Mr. F. L. Young moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argetsinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vicinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Gr ubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1737, Int. No. 899), entitled "An act to establish the court of special sessions

of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers," with a message that they have concurred in the passage of the same without amendment.

Said bill having been announced, by unanimous consent Mr. Walters moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hackett	Miller J L	Sullivan
Allen A F	Doherty	Haines	Murray	Thompson
Allen H E	Donnelly	Herrick	Neupert	Thorn
Argetsinger	Donovan	Higgins	O'Connor	Toombs
Barden	Ebbets	Hinman	Odell	Trombly
Bates	Evans	Hoey	Oliver	Vicinus
Baumes	Eveleth	Holden	O'Neill J J	Walker
Bennett	Farrell	Howard	O'Neil M A	Walters
Boylan	Fay	Jackson	Parker	Ward
Brainerd	Feeley	Joseph	Patrie	Waters
Brown C F	Filley	Kopp	Perkins	Weber
Brown G W	Foley	Lachman	Phillips C W	Weiland
Burgoyne	Fowler	Lansing	Phillips J S	Weimert
Callan	Friend	Levy J	Pitkin	Weinstein
Caughlan	Frisbie	Lowman	Raldiris	Wende
Chanler	Garfein	Lupton	Reed	White E H
Chèney	Gerhardt	Macdonald	Roberts	White L H
Clarke R H	Gerken	MacGregor	Rozan	Whitley
Clark S C	Gillen	Manley	Sanner	Whitney
Colné	Glore	Marlatt	Shea	Wilkie
Conklin	Goldberg	McCue	Shepardson	Wilsnack
Connell	Goodspeed	McElligott	Shortt	Wood
Cosad	Goodwin	McGrath	Smith A E	Wright
Crocker	Graubard	McInerney	Smith M	Yale
Cross	Gray	McKeon	Spielberg	Young F L
Dana	Green	Merritt	Stivers	Zorn
Delano	Greenwood			

Mr. Walters moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 4, line 19, strike out "absence or" and insert in place thereof "the".

Page 4, line 21, after "until the" insert "disability of the"; strike out, line 21, "of special sessions".

Page 4, line 22, strike out "returns, his disability". At end of line 22 insert "In case of the absence of the justice any judge of the municipal court may perform the duties of the office until the justice returns."

Page 9, line 3, strike out "possible", insert in place thereof "practicable".

Page 9, line 4, strike out "any", insert in place thereof "reasonable"; strike out at end of line 4 "which he".

Page 9, line 5, strike out "may desire or require for", insert in place thereof "in".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Thompson offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 2229, Int. No. 1220), entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, entitled 'An act to provide for the planting and protection of oysters in those portions of the Great South bay, lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' in relation to allotments of portions of such bay," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Goodwin offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 504, Int. No. 481), entitled "An act to authorize the 'Middle Patent Rural Cemetery Association' to

purchase or otherwise take and hold and dispose of additional land by and with the consent of the board of supervisors of the county of Westchester and authorizing said board of supervisors to grant such consent," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. MacGregor offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 2219, Int. No. 657), entitled "An act to amend the Code of Civil Procedure, in relation to stenographers in surrogates' courts in the counties of New York, Kings and Erie," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 2184, Int. No. 1367), entitled "An act to amend chapter five hundred and sixty-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the selection, location and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor, and authorizing an issue of bonds to pay such appropriation," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1593, Senate reprint No. 1118, Int. No. 79), entitled "An act to amend the Penal Law, in relation to compulsory prostitution of women," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. MacGregor offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 27, Int. No. 27), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' relating to the establishment and maintenance of a retirement fund for civil service employees," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Cross offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 618, Int. No. 579), entitled "An act to consolidate The Utica Society for the Prevention of Cruelty to Children, The Gustavus Swan Society for the Prevention of Cruelty to Children of Rome, New York, and The Stevens Society for the Prevention of Cruelty to Animals of Rome, New York," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Boshart offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 2168, Int. No. 199), entitled "An act providing for the development and extension of the State College of Agriculture at Cornell University, as established by chapter six hundred and fifty-five of the Laws of nineteen hundred and four, and making an appropriation therefor," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1588, Int. No. 958), entitled "An act to amend the Education Law, in relation to the establishment of a State school of sanitary science and public health at Cornell University, and making an appropriation therefor," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Walters offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the mayor of the city of Syracuse, requesting the return to the Assembly of Assembly bill (No. 1091, Int. No. 922), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,' " for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 10, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 237, Rec. No. 110), entitled "An act making an appropriation for certain quarantine expenses at Swinburne and Hoffman islands," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 10, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 100, Rec. No. 43), entitled "An act in relation to the offices of police justice, clerk and deputy clerk in the village of Wells-ville," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 10, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 992, Rec. No. 172), entitled "An act to amend the Public

Health Law, in relation to the practice of undertaking and embalming and the licensing of undertakers and embalmers," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 10, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 769, Assembly reprint No. 2026, Rec. No. 109), entitled "An act to amend the General Business Law, in relation to the keeping of books by auctioneers and inspection thereof," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 10, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 1212, Rec. No. 63), entitled "An act to amend the Village Law, relative to drains," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 10, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 864, Rec. No. 100), entitled "An act to amend Greater New York charter, relative to the conveyance by the owners to the city of land required for streets," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned Assembly bill (No. 1464, Senate reprint No. 990, Int. No. 1169), entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' relating to the term of office of policemen," with a message that this bill was again duly passed, a majority of all the Senators elected voting in favor thereof, and three-fifths being present, the President stating the question to be "Shall this bill pass notwithstanding the objection of the mayor of the city of Rome thereto?"

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 967, Int. No. 834), entitled "An act to amend the Agricultural Law, in relation to the definition of adulterated milk."

Also, the bill (No. 190, Int. No. 189), entitled "An act to amend the Tax Law, in relation to license tax on foreign corporations."

Also, the bill (No. 88, Int. No. 88), entitled "An act to provide for the rebuilding, alteration and improvement of the State armory in the city of Olean, the disposition of the old armory building, and making an appropriation therefor."

Also, the bill (No. 2318, Int. No. 1129), entitled "An act to amend the Labor Law, in relation to employer's liability."

Also, the bill (No. 434, Int. No. 414), entitled "An act to amend the Code of Civil Procedure, in relation to the filing of all papers in each action or proceeding in the same file, or bundle, and relative to the record on appeals to the Court of Appeals."

Also, the bill (No. 1894, Int. No. 1409), entitled "An act to amend the Agricultural Law, in relation to skimmed milk, skimmed milk cheese and milk powder."

Also, the bill (No. 1969, Int. No. 1462), entitled "An act to amend the County Law, in relation to sheriffs and coroners," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 1237, reprint No. 2474, Int. No. 570), entitled "An act to amend the State Charities Law, in relation to the regulation of State charitable institutions," with a message that they have reconsidered their vote by which said bill was passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 971, Int. No. 518), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' creating a board of estimate and defining its powers and duties," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

The Senate returned the Senate bill (No. 995, Assembly reprint No. 2507, Rec. No. 163), entitled "An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The Senate returned Assembly bill (No. 1852, Senate reprint No. 1293, Int. No. 1112), entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to issuing bonds and repealing section eighty-three of said chapter."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

The Senate returned the bill (No. 1670, Int. No. 1054), entitled "An act to amend the Benevolent Orders Law, in relation to the Modern Woodmen of America."

Also, the bill (No. 2235, Int. No. 1460), entitled "An act to amend the Agricultural Law, in relation to payment to owners for keep of condemned bovine animals," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 2074, Int. No. 1176), entitled "An act to amend the Village Law, in relation to change of classification of villages."

Also, the bill (No. 1594, Int. No. 310), entitled "An act to amend the Code of Civil Procedure, in relation to fees of justice of the peace."

Also, the bill (No. 16, Int. No. 16), entitled "An act providing for the reconstruction of the buildings of the Long Island State Hospital at Flatbush (Brooklyn), Long Island."

Also, the bill (No. 1660, Int. No. 1293), entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to chief engineer and fire warden."

Also, the bill (No. 1229, Int. No. 1027), entitled "An act to amend the Navigation Law, in relation to the removal of ice in the Hudson river."

Also, the bill (No. 2427, Int. No. 109), entitled "An act to amend the Education Law, in relation to the establishment of a State school of agriculture on Long Island, providing for its

management and control, and making an appropriation therefor."

Also, the bill (No. 2231, Int. No. 1581), entitled "An act to amend chapter one hundred and ninety-five of the Laws of nineteen hundred and eight, entitled 'An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled "An act providing for the appraisal of lands, structures and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three," and authorizing the appointment of a special examiner and appraiser by the Governor, and fixing his compensation,' relative to the employment of two temporary assistant special examiners and appraisers and their compensation, and that of the special examiner and appraiser."

Also, the bill (No. 1865, Int. No. 90), entitled "An act to amend the Penal Law, prohibiting persons not admitted to practice as attorneys and counselors in the courts of record of the State from practicing in any court or before any magistrate within any city of the first or second class."

Also, the bill (No. 1578, Int. No. 1239), entitled "An act to amend the Liquor Tax Law, in relation to fees for search for seizure of liquors kept for unlawful traffic."

Also, the bill (No. 1647, Int. No. 729), entitled "An act to amend the Tax Law, in relation to the levy and collection of a poll tax."

Also, the bill (No. 1646, Int. No. 1192), entitled "An act to amend the Tax Law, in relation to extension of time for collection of taxes."

Also, the bill (No. 1605, Int. No. 1252), entitled "An act to amend the Code of Civil Procedure, in relation to security upon sale by referee."

Also, the bill (No. 1780, Int. No. 423), entitled "An act to amend the Code of Criminal Procedure, in relation to release on bail in certain cases."

Also, the bill (No. 71, Int. No. 71), entitled "An act to amend the Tax Law, in relation to exemptions from taxable transfers."

Also, the bill (No. 2403, Int. No. 1356), entitled "An act

to amend the Insanity Law, relative to private institutions for the insane."

Also, the bill (No. 2451, Int. No. 1665), entitled "An act to permit the city of Poughkeepsie to establish, equip and maintain a tuberculosis hospital, and to permit the county of Dutchess to make appropriations therefor."

Also, the bill (No. 1285, Int. No. 504), entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to the time within which decisions on motions shall be rendered."

Also, the bill (No. 270, Int. No. 265), entitled "An act to provide for the improvement of the Black River canal, and for the repair and reconstruction of the structures thereof, between the northerly boundary of Boonville and Lyons Falls, and making an appropriation therefor."

Also, the bill (No. 744, Int. No. 104), entitled "An act to amend the Judiciary Law, in relation to the appointment of court attendants of the Appellate Division of the Supreme Court in the second judicial department."

Also, the bill (No. 1985, Int. No. 282), entitled "An act to amend the County Law, in relation to the salaries of the county judge and surrogate of the county of Nassau."

Also, the bill (No. 2094, Int. No. 1509), entitled "An act to confirm and validate the organization, acts and proceedings of union free school district number two of the town of Greenburg, including the levy of a tax payable in installments, and to authorize the issuance and sale of bonds of said district pursuant thereto."

Also, the bill (No. 1570, Int. No. 1231), entitled "An act to authorize the towns of Nassau county to acquire lands for park purposes, and to issue bonds therefor."

Also, the bill (No. 2021, Int. No. 1485), entitled "An act making an appropriation and reappropriating balance of appropriation heretofore made for designs, plans and specifications for alterations and extensions to building known as the State House, to render the same suitable for use of the Court of Appeals."

Also, the bill (No. 924, Int. No. 800), entitled "An act making an appropriation for certain expenses and deficiencies under the administration of former Attorney-General Jackson."

Also, the bill (No. 1679, Int. No. 1300), entitled "An act to amend the Highway Law, in relation to the liability of the State for damages."

Also, the bill (No. 1621, Int. No. 1268), entitled "An act to amend the Town Law, in relation to preparation and distribution of lists or abstracts of audited and rejected accounts against the town."

Also, the bill (No. 1735, Int. No. 1179), entitled "An act to amend the Highway Law, in relation to the abolition of toll bridges and to conditions attaching to the use of any such bridge by certain corporations after its acquisition by the county."

Also, the bill (No. 1925, Int. No. 1133), entitled "An act to amend section three hundred and twenty-eight of the Code of Civil Procedure, in relation to assistant clerks in the City Court of the city of New York."

Also, the bill (No. 1759, Int. No. 1344), entitled "An act to amend the Forest, Fish and Game Law, in relation to pheasants and woodcock on Robbins and Gardiners islands."

Also, the bill (No. 844, Int. No. 745), entitled "An act to amend the Liquor Tax Law, in relation to qualification of voters on questions of local option."

Also, the bill (No. 651, Int. No. 610), entitled "An act to amend the Highway Law, in relation to the application for condemnation commissioners."

Also, the bill (No. 1262, Int. No. 1038), entitled "An act making additional appropriations for Letchworth Village."

Also, the bill (No. 427, Int. No. 407), entitled "An act making an appropriation for building a new road on the reservation of the Tuscarora Indians, in the county of Niagara, and improving a portion of the Upper Mountain road on the same reservation."

Also, the bill (No. 1245, Int. No. 591), entitled "An act to amend the County Law, in relation to special deputy clerks in Queens county."

Also, the bill (No. 1862, Int. No. 840), entitled "An act

to amend the Liquor Tax Law, in relation to persons to whom liquor shall not be sold or given away."

Also, the bill (No. 1834, Int. No. 592), entitled "An act to amend the Judiciary Law, in relation to court clerks in Queens county."

Also, the bill (No. 1776, Int. No. 649), entitled "An act empowering and directing the Superintendent of Public Works to remove the obstruction, gravel, sand, et cetera, from the bed of Wood creek from its source in the town of Argyle to where it empties into the Barge canal north of Dunhams Basin in the town of Kingsbury, Washington county, New York."

Also, the bill (No. 1826, Int. No. 997), entitled "An act to amend the Labor Law, relative to hours of labor of messengers."

Also, the bill (No. 1714, Int. No. 1327), entitled "An act to repeal chapter one hundred and ninety of the Laws of eighteen hundred and fifty-five, entitled 'An act in relation to auditing of accounts by the board of supervisors of Saratoga county.'"

Also, the bill (No. 2107, Int. No. 785), entitled "An act to amend the Highway Law, in relation to the establishment of a new route in the State highway system, to connect routes twenty-seven and thirty by way of Carthage and Antwerp in the county of Jefferson."

Also, the bill (No. 1150, Int. No. 964), entitled "An act to amend the General Municipal Law, in relation to examiners of accounts of municipalities."

Also, the bill (No. 925, Int. No. 801), entitled "An act making an appropriation for the Attorney-General."

Also, the bill (No. 2263, Int. No. 1594), entitled "An act to legalize and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions."

Also, the bill (No. 2261, Int. No. 1592), entitled "An act to legalize certain highway improvement bonds of the county of Ontario and the acts and proceedings of the board of supervisors and officers of said county and board in relation thereto."

Also, the bill (No. 2419, Int. No. 1499), entitled "An act to amend the Highway Law, in relation to a State highway in the counties of Saratoga and Schenectady."

Also, the bill (No. 847, Int. No. 748), entitled "An act to amend the Insurance Law so as to prohibit the further formation of corporations for the purpose of insuring the lives of domestic animals on the co-operative or assessment plan of insurance."

Also, the bill (No. 1959, Int. No. 1452), entitled "An act to amend chapter one hundred and ninety-five of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend chapter one hundred and forty of the Laws of eighteen hundred and fifty-three, entitled "An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village," and the several acts amendatory thereof,' in relation to salaries of policemen and the tax budget."

Also, the bill (No. 1588, Int. No. 958), entitled "An act to amend the Education Law, in relation to the establishment of a State school of sanitary science and public health at Cornell University, and making an appropriation therefor," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 2329, Int. No. 1220), entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, entitled 'An act to provide for the planting and protection of oysters in those portions of the Great South bay lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' in relation to allotments of portions of such bay."

Also, concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 504, Int. No. 481), entitled "An act to authorize the 'Middle Patent Rural Cemetery Association' to purchase or otherwise take and hold and dispose of

additional land by and with the consent of the board of supervisors of the county of Westchester and authorizing said board of supervisors to grant such consent."

Also, concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 2219, Int. No. 657), entitled "An act to amend the Code of Civil Procedure, in relation to stenographers in surrogates' courts in the counties of New York, Kings and Erie."

Also, concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 2184, Int. No. 1367), entitled "An act to amend chapter five hundred and sixty-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the selection, location and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor,' and authorizing an issue of bonds to pay such appropriation."

Also, concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1593, Senate reprint No. 1118, Int. No. 79), entitled "An act to amend the Penal Law, in relation to compulsory prostitution of women."

Also, concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 27, Int. No. 27), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' relating to the establishment and maintenance of a retirement fund for civil service employees."

Also, concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 618, Int. No. 579), entitled "An act to consolidate The Utica Society for the Prevention of Cruelty to Children, The Gustavus Swan Society for the Prevention of Cruelty to Children of Rome, New York, and The Stevens Society for the Prevention of Cruelty to Animals of Rome, New York."

Also, concurrent resolution recalling from the Governor for the purposes of amendment, Assembly bill (No. 2168, Int. No. 199), entitled "An act providing for the development and extension of the State College of Agriculture at Cornell University, as estab-

lished by chapter six hundred and fifty-five of the Laws of nineteen hundred and four, and making an appropriation therefor."

Also, concurrent resolution recalling from the Governor for the purposes of amendment, Assembly bill (No. 1588, Int. No. 958), entitled "An act to amend the Education Law, in relation to the establishment of a State school of sanitary science and public health at Cornell University, and making an appropriation therefor," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolutions to the Governor.

The Senate returned the concurrent resolution recalling from the mayor of the city of Syracuse, for the purposes of amendment, Assembly bill (No. 1091, Int. No. 922), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the mayor of the city of Syracuse.

The Senate returned the bill (No. 2330, Int. No. 1045), entitled "An act to authorize the board of assessors of the city of New York to estimate and allow the damages sustained by owners of real property fronting upon the streets approaching the Manhattan bridge over the East river in said city," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 1190, Int. No. 994), entitled "An act to amend the Greater New York charter, in relation to licensing operators of moving picture apparatus and its connections," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 1700, Int. No. 1313), entitled "An act providing for the relief of certain taxpayers of the city of Buffalo by a reassessment to defray the cost of acquiring lands for the exten-

sion of Laurel street in said city," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 1643, Int. No. 806), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 1282, Int. No. 378), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' in relation to janitresses of the police department," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 1450, Int. No. 424), entitled "An act to amend chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, entitled 'An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York,' in relation to power of police magistrate," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 1717, Int. No. 886), entitled "An act to amend the Greater New York charter, in relation to the treatment of public intoxication and inebriety," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 1950, Int. No. 1443), entitled "An act to amend chapter five hundred and twenty-five of the Laws of nineteen hundred, entitled 'An act to establish a police pension fund for the city of Elmira,' in relation to such fund," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

Also, the bill (No. 1949, Int. No. 1442), entitled "An act to amend chapter three hundred and seventy of the Laws of eighteen hundred and ninety-five, entitled 'An act in relation to the public schools in the city of Elmira,' in relation to powers and duty of the board of education," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

Also, the bill (No. 791, Int. No. 707), entitled "An act to amend chapter four hundred and fourteen of the Laws of nineteen hundred and three, entitled 'An act concerning the settlement and collection of arrearages of unpaid taxes and assessments in the city of Buffalo, imposing and levying taxes and assessments in lieu and instead of such arrearages, and enforcing the payment thereof by sales of lands,' continuing and extending the powers and jurisdiction of the board of settlement and collection of arrearages of unpaid taxes of the city of Buffalo over all tax sale certificates owned by said city and issued under any tax sale heretofore or hereafter held," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 2035, Int. No. 803), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' relating to the police force and precincts of said city," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 2352, Int. No. 1635), entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the prin-

cipal and interest thereof," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Niagara Falls.

Also, the bill (No. 2123, Int. No. 1529), entitled "An act to amend chapter twenty-six of the Laws of nineteen hundred and ten, entitled 'An act creating a commission for the government and control of a municipal hospital for the city of Buffalo for the care and treatment of persons affected with incipient tuberculosis and defining the powers and prescribing the duties of said commission,' relating to the name of the hospital," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 2287, Int. No. 1614), entitled "An act to amend section fifteen of chapter fifty-one of the Laws of eighteen hundred and forty-seven, entitled 'An act in relation to the common schools in the city of Lockport,' as heretofore amended, relating to the amount of tax which may be raised," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

Also, the bill (No. 2284, Int. No. 1611), entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' in relation to the construction of a filtration plant," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Auburn.

Also, the bill (No. 2321, Int. No. 1397), entitled "An act to amend chapter four hundred and seventy-seven of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Elmira,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

Also, the bill (No. 2282, Int. No. 1609), entitled "An act to amend chapter thirty-six of the Laws of eighteen hundred and ninety-four, entitled 'An act supplementary to and amendatory of chapter four hundred and seventy-nine of the Laws of eighteen hundred and ninety-two, entitled "An act to supply the city of Auburn with water,"' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Auburn.

Also, the bill (No. 2470, Int. No. 1467), entitled "An act to amend, consolidate and revise the several acts relative to the city of Amsterdam," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Amsterdam.

Also, the bill (No. 2126, Int. No. 1533), entitled "An act authorizing the city of Buffalo to convey certain lands and relinquish certain rights to the United States of America and to comply with other conditions required in consideration of the improvement of the harbor in said city by the United States," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 1711, Int. No. 1324), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to authorizing the city of Oswego to issue bonds for the construction of certain sewers therein and a sewage disposal plant therefor," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Oswego.

Also, the bill (No. 1411, Int. No. 1141), entitled "An act to provide for changing and straightening the channel of Starch Factory creek, in the city of Utica, and for constructing a new concrete masonry culvert to carry said creek underneath and

across Broad street in said city, at a new location, and making an appropriation therefor," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Utica.

Also, the bill (No. 2211, Int. No. 1195), entitled "An act to amend the Ithaca city charter, generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Ithaca.

Also, the bill (No. 1081, Int. No. 912), entitled "An act to amend chapter seven hundred and fifty-two of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of North Tonawanda,' in relation to the annual report of the board of public works," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of North Tonawanda.

Also, the bill (No. 1743, Reprint No. 2484, Int. No. 1148), entitled "An act to amend chapter seven hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise the charter of the city of Watertown,' generally," with a message that they have reconsidered their vote by which said bill was passed, and, as amended, have again passed the same.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Watertown.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *May 9, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 2329, Int. No. 1220), entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, entitled 'An act to pro-

vide for the planting and protection of oysters in those portions of the Great South bay, lying in the town of Islip, Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' in relation to allotments of portions of such bay."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Thompson moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Green	McKeon	Sullivan
Allen A F	De Long	Greenwood	Merritt	Thompson
Allen H E	Doherty	Hackett	Miller J L	Thorn
Argersinger	Donnelly	Haines	Murray	Toombs
Barden	Donovan	Herrick	Neupert	Trombly
Bates	Ebbets	Higgins	O'Connor	Vieinus
Baumes	Evans	Hinman	Odell	Walker
Bennett	Eveleth	Hoey	Oliver	Walters
Boylan	Farrell	Holden	O'Neill J J	Ward
Brainerd	Fay	Howard	O'Neil M A	Waters
Brown C F	Feeley	Jackson	Perkins	Weber
Brown G W	Filley	Joseph	Phillips C W	Weiland
Burgoyne	Foley	Kopp	Phillips J S	Weimert
Callan	Fowler	Lachman	Pitkin	Weinstein
Caughlan	Friend	Lansing	Raldiris	Wende
Chanler	Frisbie	Levy J	Reed	White E H
Cheney	Garfein	Lowman	Roberts	White L H
Clarke R H	Gerhardt	Lupton	Rozan	Whitley
Clark S C	Gerken	Macdonald	Sanner	Whitney
Colné	Gillen	MacGregor	Shea	Wilkie
Conklin	Glore	Manley	Shepardson	Wilsnack
Connell	Goldberg	Marlatt	Shortt	Wood
Cosad	Goodspeed	McCue	Smith A E	Wright
Crocker	Goodwin	McElligott	Smith M	Yale
Cross	Graubard	McGrath	Spielberg	Young F L
Dana	Gray	McInerney	Stivers	Zorn

Mr. Thompson moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

In the title strike out "as amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight," and strike out the comma after the word "bay" in the sixth

line of the title, and pluralize the word "town" in such line of the title and insert after the word "Islip" and before the ensuing comma the words "and Babylon", and insert after the comma before the word "Suffolk" the word "in", and insert in the last line of the title between the quotation marks and the word "in" the following: "the title of which was so amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight,".

Page 1, line 4, strike out the comma after "bay" and pluralize the word "town", and insert after "Islip" and before the ensuing comma the words "and Babylon", and insert after such comma and before the syllable "Suf-" the word "in".

Page 2, line 1, after the word "as", where last occurring, and before the word "amended" insert the following: "such section and the title of such chapter were".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 10, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 2168, Int. No. 199), entitled "An act providing for the development and extension of the State College of Agriculture at Cornell University, as established by chapter six hundred and fifty-five of the Laws of nineteen hundred and four, and making an appropriation therefor."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 10, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 504,

Int. No. 481), entitled "An act to authorize the 'Middle Patent Rural Cemetery Association' to purchase or otherwise take and hold and dispose of additional land by and with the consent of the board of supervisors of the county of Westchester and authorizing said board of supervisors to grant such consent."

CHARLES E. HUGHES.

A communication was received from Hon. Edwin W. Fiske, mayor of the city of Mount Vernon, returning Assembly bill (No. 1443, Int. No. 1160), entitled "An act to amend chapter three hundred and forty-three of the Laws of nineteen hundred and eight, entitled 'An act authorizing and empowering the city of Mount Vernon to construct a sewerage disposal works, and to issue bonds for the purpose of paying for the same.'"

Also, returning Assembly bill (No. 1857, Int. No. 1242), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' relative to the board of health," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bills and accept the same.

Ordered, That the Clerk deliver said bills to the Governor.

On motion of Mr. Merritt, the House adjourned.

WEDNESDAY, MAY 11, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Merritt gives notice that he requests that Assembly bill (No. 628, Int. No. 584), entitled "An act to amend the Election Law, in relation to nominations and primaries," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Frisbie gives notice that he requests that Assembly bill (No. 2511, Int. No. 352), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' and known as the 'Election Law,'" a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. J. S. Phillips gives notice that he requests that Assembly bill (No. 2552, Int. No. 709), entitled "An act to amend the Election Law, in relation to the enrollment of party voters, nominations, primaries, conventions, and party committees, and repealing certain sections relating thereto," a copy of which is hereto annexed, be made made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Waters gives notice that he requests that the Senate bill introduced by Mr. Grattan (No. 845, Rec. No. 141), entitled "An act to amend the Penal Law, in relation to filing candidate's statement of expenses," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Lee gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 2418, Rec. No. 186), entitled "An act to amend the General City Law, in relation to the operation of crematories for disposal of garbage," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Code of Civil Procedure, relative to costs in certain actions" (No. 456, Rec. No. 300), which was read the first time and referred to the committee on codes.

"An act to enable the electors of the town of Oswegatchie, Saint Lawrence county, New York, to direct the raising of money to

improve and equip the fair grounds of said town" (No. 1380, Rec. No. 301), which was read the first time.

On motion of Mr. Gray, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Gray, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Thompson
Allen A F	De Long	Hearn	Neupert	Thorn
Allen H E	Doherty	Herrick	Nolan	Toombs
Argetsinger	Donnelly	Holden	Oliver	Trombly
Barden	Donovan	Howard	O'Neill J J	Van Olinda
Bates	Ebbets	Jackson	O'Neil M A	Vosburgh
Baumes	Evans	Joseph	Parker	Walker
Bennett	Eveleth	Keller	Patrie	Walters
Boylan	Farrell	Lachman	Perkins	Ward
Brainerd	Fay	Lansing	Phillips C W	Waters
Brennan	Feeley	Lee	Phillips J S	Weber
Brown C F	Filley	Levy J	Pitkin	Weiland
Brown G W	Foley	Lowman	Raldiris	Weimert
Burgoyne	Fowler	Lupton	Reed	Weinstein
Callan	Friend	Macdonald	Rozan	Wende
Caughlan	Frisbie	MacGregor	Sanner	White E H
Chanler	Garfein	Manley	Shea	White L H
Cheney	Gerhardt	Marlatt	Shepardson	Whitley
Clark S C -	Glore	McCue	Shortt	Whitney
Coffey	Goldberg	McElligott	Smith A E	Wilkie
Colné	Goodspeed	McGrath	Smith M	Wilsnack
Conklin	Goodwin	McInerney	Spielberg	Wood
Connell	Graubard	McKeon	Stevenson	Wright
Cosad	Gray	Merritt	Stivers	Yale
Crocker	Green	Metzendorf	Sullivan	Young F L
Cross	Greenwood	Miller J L	Sweet	Zorn
Dana	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Agricultural Law, in relation to the establishment of an experimental farm, and making an appropriation therefor" (No. 611, Rec. No. 302), which was read the first time and referred to the committee on ways and means.

"An act to purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor" (No. 1326, Rec. No. 303), which was read the first time and referred to the committee on ways and means.

By unanimous consent, Mr. Abbey offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the Senate bill (No. 1326, Rec. No. 303), entitled "An act to purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Abbey, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Abbey, and by unanimous consent, said bill, was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters

Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodspeed	McGrath	Smith A E	Wilkie
Conklin	Goodwin	McInerney	Smith M	Wilsnack
Connell	Graubard	McKeon	Spielberg	Wood
Cosad	Gray	Merritt	Stevenson	Wright
Crocker	Green	Metzendorf	Stivers	Yale
Cross	Greenwood	Miller J L	Sullivan	Young F L
Dana	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to establish a public school teachers' retirement fund in Nassau county" (No. 1314, Rec. No. 304), which was read the first time and referred to the committee on internal affairs.

"An act to authorize the fire commissioners in certain fire districts in the county of Sullivan to issue certificates of indebtedness" (No. 1261, Rec. No. 305), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' in relation to the power and the authority of the board of trustees" (No. 1376, Rec. No. 306), which was read the first time.

On motion of Mr. F. L. Young, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. F. L. Young, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodspeed	McGrath	Smith A E	Wilkie
Conklin	Goodwin	McInerney	Smith M	Wilsnack
Connell	Graubard	McKeon	Spielberg	Wood
Cosad	Gray	Merritt	Stevenson	Wright
Crocker	Green	Metzendorf	Stivers	Yale
Cross	Greenwood	Miller J L	Sullivan	Young F L
Dana	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

“An act to incorporate the city of White Plains” (No. 1438, Rec. No. 307), which was read the first time.

On motion of Mr. Goodwin, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Goodwin, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodwin	McGrath	Smith A E	Wilkie
Conklin	Graubard	McInerney	Smith M	Wilsnack
Connell	Gray	McKeon	Spielberg	Wood
Cosad	Green	Merritt	Stevenson	Wright
Crocker	Greenwood	Metzendorf	Stivers	Yale
Cross	Hackett	Miller J L	Sullivan	Young F L
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent the following bill was introduced:

By Mr. Cross, "An act to authorize the construction of a bridge over the Black River canal at Main street in the village of Boonville, Oneida county, and making an appropriation therefor" (Int. No. 1720), which was read the first time and referred to the committee on ways and means.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Green (No. 628, Int. No. 584), entitled "An act to amend the Election Law, in relation to nominations and primaries."

Also, Assembly bill introduced by Mr. Frisbie (No. 2511, Int. No. 352), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' and known as the 'Election Law.'"

Also, Assembly bill introduced by Mr. J. S. Phillips (No. 2552, Int. No. 709), entitled "An act to amend the Election Law, in relation to the enrollment of party voters, nominations, primaries, conventions and party committees, and repealing certain sections relating thereto," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred Senate bill introduced by Mr. Grattan (No. 845, Rec. No. 141), entitled "An act to amend the Penal Law, in relation to filing candidate's statement of expenses," reported in favor of the passage of the same without amendment, and that the same be made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bill ordered made a special order on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill introduced by Mr. Burlingame (No. 1140, Assembly reprint No. 2418, Rec. No. 186), entitled "An act to amend the General City Law, in relation to the operation of crematories for disposal of garbage," reported the same with the following amendment:

Page 1, line 6, after the word "crematory" insert the following: "within ten miles of the corporate limits of any city."

and requests that said bill be reprinted, as amended, and re-committed to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and re-committed to said committee.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' generally." (No. 2441, Int. No. 1016.)

"An act to authorize the Maple Grove Cemetery Association of Worcester, Otsego county, to accept a gift or bequest for the purpose of caring for a certain cemetery lot situate without the boundaries of the cemetery of such association." (No. 2480, Int. No. 1679.)

"An act to amend the General Business Law, in relation to private banking, and to repeal article ten thereof, relating to ticket agents." (Senate No. 995, Assembly reprint No. 2507, Rec. No. 163.)

"An act to incorporate Arnot Art Gallery." (No. 2460, Int. No. 1507.)

"An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations." (No. 2241, Int. No. 1118.)

On motion of Mr. Weimert, the committee on rules was instructed to report Assembly bill (No. 1814, Int. No. 1369), entitled "An act to amend the Personal Property Law, in relation to the sales of goods," with the following amendments:

Page 2, strike out lines 7 to 13, inclusive.

Page 2, strike out lines 23 to 26, inclusive.

Page 3, strike out lines 1 and 2. Strike out lines 8 to 12, inclusive.

Page 4, strike out lines 8 to 27, inclusive.

Page 5, strike out lines 1 to 12, inclusive.

Page 5, strike out lines 23 to 26, inclusive.

Page 6, strike out lines 1 and 2. Strike out lines 19 to 23, inclusive.

Page 7, strike out lines 12 to 16, inclusive.

Page 8, strike out lines 10 to 13, inclusive. Strike out line 27.

Page 9, strike out lines 1 to 8, inclusive. Strike out line 20.

Page 10, strike out lines 8 to 14, inclusive. Strike out lines 22 to 27, inclusive.

Page 11, strike out lines 1 to 5, inclusive. Strike out lines 23 to 27, inclusive.

Page 12, strike out lines 1 and 2. Strike out lines 9 and 10.

Page 13, strike out line 9. Strike out line 21.

Page 14, strike out lines 1 to 4, inclusive. Strike out line 12.

Page 16, strike out lines 13 to 26, inclusive.

Page 17, strike out lines 1 to 23, inclusive.

Page 19, strike out lines 12 to 25, inclusive.

Page 20, strike out lines 1 to 4, inclusive. Strike out lines 23 and 24.

Page 21, strike out lines 15 to 24, inclusive.

Page 22, strike out lines 1 to 5, inclusive.

Page 22, strike out lines 19 and 20.

Page 23, strike out lines 1, 2 and 3. Strike out lines 13 to 19, inclusive.

Page 24, strike out lines 1 to 8, inclusive. Strike out lines 13 to 15, inclusive.

Page 25, strike out lines 7 and 8. Strike out line 17.

Page 26, strike out lines 7 to 16, inclusive. Strike out lines 23, 24 and 25.

Page 27, strike out lines 1 to 5, inclusive. Strike out lines 16 to 26, inclusive.

Page 28, strike out lines 1 to 5, inclusive. Strike out lines 19 to 26, inclusive.

Page 29, strike out lines 1 to 6, inclusive. Strike out lines 23 to 26, inclusive.

Page 30, strike out lines 8 and 9. Strike out lines 24, 25 and 26.

Page 31, strike out lines 5 to 11, inclusive. Strike out lines 22 and 23.

Page 32, strike out lines 9 to 23, inclusive.

Page 33, strike out lines 5 to 8, inclusive. Strike out line 13. Strike out line 20.

Page 34, strike out lines 24 to 26, inclusive.

Page 36, strike out lines 12 to 18, inclusive.

Page 37, strike out lines 14 to 18, inclusive.

Page 38, strike out lines 11 to 15, inclusive. Strike out lines 23 and 24.

Page 39, strike out lines 8 to 15, inclusive. Strike out lines 21 and 22.

Page 40, strike out lines 7 to 9, inclusive. Strike out lines 22 to 25, inclusive.

Page 41, strike out lines 17 to 19, inclusive.

Page 42, strike out line 6. Strike out line 12. Strike out line 24.

Page 43, strike out lines 7 to 15, inclusive.

Page 44, strike out lines 20 to 22, inclusive.

Page 45, strike out lines 14 to 21, inclusive.

Page 46, strike out lines 23 to 27, inclusive.

Page 47, strike out lines 1 to 21, inclusive.

Page 48, strike out lines 12 to 16, inclusive.

Page 49, strike out lines 3 to 10, inclusive.

Page 50, strike out lines 8 to 18, inclusive.

Page 51, strike out lines 18 to 25, inclusive.

Page 52, strike out lines 1 and 2. Strike out lines 10 to 14, inclusive. Strike out lines 20 to 22, inclusive.

Page 53, strike out line 10. Strike out lines 20 and 21.

Page 55, strike out lines 18 to 25, inclusive.

Page 56, strike out lines 1 and 2. Strike out line 8. Strike out line 15. Strike out line 19. Strike out line 27.

Page 57, strike out lines 5 to 12, inclusive. Strike out lines 18 to 22, inclusive.

Page 60, strike out lines 7 to 16, inclusive. Strike out lines 21 to 26, inclusive.

Page 61, strike out lines 1 to 4, inclusive. Strike out lines 10 to 16, inclusive.

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Weimert, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Weimert, the committee on rules was instructed to report Assembly bill (No. 1845, Int. No. 1383), entitled "An act to amend the Personal Property Law, relative to transfers of shares of stock in corporations," with the following amendments:

Page 2, strike out lines 16 to 27, inclusive.

Page 3, strike out lines 7 and 8. Strike out lines 17 and 18.

Page 4, strike out lines 5 to 18, inclusive. Strike out lines 25 and 26.

Page 5, strike out lines 1 to 5, inclusive. Strike out lines 19 to 25, inclusive.

Page 6, strike out lines 1 to 15, inclusive.

Page 7, strike out lines 9 to 12, inclusive. Strike out lines 23, 24 and 25.

Page 8, strike out lines 11 to 15, inclusive. Strike out lines 22 to 27, inclusive.

Page 9, strike out lines 12 to 19, inclusive.

Page 10, strike out lines 3 to 10, inclusive. Strike out lines 20 to 26, inclusive.

Page 11, strike out lines 1 to 12, inclusive. Strike out lines 20 to 24, inclusive.

Page 12, strike out lines 6 to 8, inclusive. Strike out lines 16 to 21, inclusive.

Page 13, strike out lines 13 and 14. Strike out lines 21 to 24, inclusive.

Page 14, strike out lines 4 to 10, inclusive.

Page 16, strike out lines 1 to 11, inclusive. Strike out lines 15 to 21, inclusive.

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Weimert, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Weimert, the committee on rules was instructed to report Assembly bill (No. 1844, Int. No. 1382), entitled "An act to amend the Personal Property Law, relative to bills of lading," with the following amendments:

Page 2, strike out lines 17 to 26, inclusive.

Page 3, strike out lines 1, 2 and 3. Strike out lines 12, 13, 14 and 15. Strike out line 19. Strike out lines 25 and 26.

Page 4, strike out lines 1 to 6, inclusive. Strike out lines 16 to 26, inclusive.

Page 5, strike out lines 1 to 4, inclusive. Strike out lines 16, 17 and 18. Strike out lines 24, 25 and 26.

Page 6, strike out lines 1 to 5, inclusive. Strike out lines 11 to 26, inclusive.

Page 7, strike out lines 9 to 11, inclusive.

Page 8, strike out lines 1 to 4, inclusive. Strike out lines 15 to 19, inclusive.

Page 9, strike out lines 12 to 18, inclusive.

Page 10, strike out lines 5 to 19, inclusive.

Page 11, strike out lines 9 and 10. Strike out lines 16 to 27, inclusive.

Page 12, strike out lines 1 and 2. Strike out lines 17 to 26, inclusive.

Page 13, strike out lines 1 to 9, inclusive. Strike out lines 16 to 25, inclusive.

Page 14, strike out lines 1 to 4, inclusive. Strike out lines 12 and 13. Strike out lines 19 to 23, inclusive.

Page 15, strike out lines 7 to 9, inclusive. Strike out lines 16 to 19, inclusive.

Page 16, strike out lines 25 and 26.

Page 17, strike out lines 1 to 13, inclusive.

Page 18, strike out lines 1 to 26, inclusive.

Page 19, strike out lines 1 to 13, inclusive. Strike out lines 21 to 24, inclusive.

Page 20, strike out lines 10 to 13, inclusive. Strike out lines 20 to 26, inclusive.

Page 21, strike out lines 6 to 15, inclusive. Strike out lines 23, 24 and 25.

Page 22, strike out lines 7 to 17, inclusive. Strike out lines 24, 25 and 26.

Page 23, strike out lines 1 to 12, inclusive. Strike out lines 24, 25 and 26.

Page 24, strike out lines 1 to 25, inclusive.

Page 25, strike out lines 23 to 25, inclusive.

Page 26, strike out lines 1 and 2. Strike out lines 10 and 11.

Page 27, strike out lines 1 to 6, inclusive. Strike out lines 11 to 16, inclusive. Strike out lines 24, 25 and 26.

Page 28, strike out lines 1 to 23, inclusive.

Page 29, strike out lines 8 and 9. Strike out lines 20, 21 and 22.

Page 31, strike out lines 5 to 21, inclusive.

Page 32, strike out lines 18 to 23, inclusive.

Page 33, strike out lines 7 to 19, inclusive.

Page 34, strike out lines 3 to 9, inclusive. Strike out lines 19 to 23, inclusive.

Page 35, strike out line 5. Strike out line 15. Strike out line 25.

Page 36, strike out line 11. Strike out line 24.

Page 37, strike out line 6. Strike out lines 14 to 17, inclusive. Strike out lines 22 to 24, inclusive.

Page 38, strike out lines 1 to 6, inclusive.

Page 39, strike out lines 8 to 21, inclusive.

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Weimert, said bill was ordered reprinted, as amended, and recommitted to said committee.

Mr. Green moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Delano	Harwood	Murray	Thompson
Allen A F	De Long	Hearn	Neupert	Thorn
Allen H E	Doherty	Herrick	Nolan	Toombs
Argetsinger	Donnelly	Higgins	O'Connor	Trombly
Barden	Donovan	Hinman	Odell	Van Olinda
Bates	Ebbets	Holden	Oliver	Vicinus
Baumes	Evans	Howard	O'Neill J J	Vosburgh
Bennett	Eveleth	Jackson	O'Neil M A	Walker
Boshart	Farrell	Joseph	Parker	Walters
Boylan	Fay	Keller	Patrie	Ward
Brainerd	Feeley	Kopp	Perkins	Waters
Brennan	Filley	Lachman	Phillips C W	Weber
Brown C F	Foley	Lansing	Phillips J S	Weiland
Brown G W	Fowler	Lee	Pitkin	Weimert
Burgoyne	Friend	Levy J	Raldiris	Weinstein
Callan	Frisbie	Lowman	Reed	Wende
Caughlan	Garfein	Lupton	Roberts	White E H
Chanler	Gerhardt	Macdonald	Rozan	White L H
Cheney	Gerken	MacGregor	Sanner	Whitley
Clarke R H	Glore	Manley	Shea	Whitney
Clark S C	Goldberg	Marlatt	Shepardson	Wilkie
Coffey	Goodspeed	McCue	Shortt	Wilsnack
Colné	Goodwin	McElligott	Smith A E	Wood
Conklin	Graubard	McGrath	Smith M	Wright
Connell	Gray	McInerney	Spiegelberg	Yale
Cosad	Green	McKeon	Stevenson	Young F L
Crocker	Greenwood	Merritt	Stivers	Zorn
Cross	Hackett	Metzendorf	Sullivan	Speaker
Dana	Haines	Miller J L	Sweet	

Mr. Green moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

On motion of Mr. Merritt, and by unanimous consent, the consideration of Assembly bills No. 628, No. 2511 and No. 2552 was postponed until after the disposition of the unopposed bills on the calendar for the day.

Mr. Speaker announced the special order, being the bill (No. 2465, Int. No. 1675) entitled "An act to amend the Prison Law, in relation to indeterminate sentences."

On motion of Mr. Cross, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodspeed	McGrath	Smith A E	Wilkie
Conklin	Goodwin	McInerney	Smith M	Wilsnack
Connell	Graubard	McKeon	Spilberg	Wood
Cosad	Gray	Merritt	Stevenson	Wright
Crocker	Green	Metzendorf	Stivers	Yale
Cross	Greenwood	Miller J L	Sullivan	Young F L
Dana	Hackett			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2543, Int. No. 1574) entitled "An act to amend chapter one hundred and thirty-one of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof,' in relation to appointment and salaries of employees at the jail."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Murray	Sweet
Allen A F	De Long	Haines	Neupert	Thompson
Allen H E	Doherty	Hearn	Nolan	Thorn
Argetsinger	Donnelly	Herrick	Odell	Toombs
Barden	Donovan	Holden	Oliver	Trombly
Bates	Ebbets	Howard	O'Neill J J	Van Olinda
Baumes	Evans	Jackson	O'Neil M A	Vosburgh
Bennett	Eveleth	Joseph	Parker	Walker
Boylan	Farrell	Keller	Patrie	Walters
Brainerd	Fay	Lachman	Perkins	Ward
Brennan	Feeley	Lansing	Phillips C W	Waters
Brown C F	Filley	Lee	Phillips J S	Weber
Brown G W	Foley	Levy J	Pitkin	Weiland
Burgoyne	Fowler	Lowman	Raldiris	Weimert
Callan	Friend	Lupton	Reed	Weinstein
Caughlan	Frisbie	Macdonald	Rozan	Wende
Chanler	Garfein	MacGregor	Sanner	White E H
Cheney	Gerhardt	Manley	Shea	White L H
Clark S C	Gillen	Marlatt	Shepardson	Whitley
Coffey	Glore	McCue	Shortt	Whitney
Colné	Goldberg	McElligott	Smith A E	Wilkie
Conklin	Goodspeed	McGrath	Smith M	Wilsnack
Connell	Goodwin	McInerney	Spielberg	Wood
Cosad	Graubard	McKeon	Stevenson	Wright
Crocker	Gray	Merritt	Stivers	Yale
Cross	Green	Metzendorf	Sullivan	Young F L
Dana	Greenwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2547, Int. No. 499) entitled "An act to amend the Penal Law, in relation to affixing advertisements to property of another."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodspeed	McGrath	Smith A E	Wilkie
Conklin	Goodwin	McInerney	Smith M	Wilsnack
Connell	Graubard	McKeon	Spielberg	Wood
Cosad	Gray	Merritt	Stevenson	Wright
Crocker	Green	Metzendorf	Stivers	Yale
Cross	Greenwood	Miller J L	Sullivan	Young F L
Dana	Hackett			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 845, Rec. No. 141) entitled "An act to amend the Penal Law, in relation to filing candidate's statement of expenses."

On motion of Mr. Waters, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodspeed	McGrath	Smith A E	Wilkie
Conklin	Goodwin	McInerney	Smith M	Wilsnack
Connell	Graubard	McKeon	Spielberg	Wood
Cosad	Gray	Merritt	Stevenson	Wright
Crocker	Green	Metzendorf	Stivers	Yale
Cross	Greenwood	Miller J L	Sullivan	Young F L
Dana	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2517, Int. No. 1210) entitled "An act to incorporate the city of White Plains."

Said bill having been announced for a third reading, on motion of Mr. Goodwin, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2344, Int. No. 1338) entitled "An act to amend chapter three hundred and thirty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the erection of a court-house in the county of New York and authorizing the acquisition of a site therefor.'"

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 78

NOES 53

Those who voted in the affirmative were:

Allen A F	Connell	Howard	Phillips C W	Walters
Allen H E	Delano	Lansing	Phillips J S	Ward
Argetsinger	Donovan	Lee	Pitkin	Waters
Barden J	Eveleth	Lowman	Raldiris	Weiland
Baumes	Feeley	Lupton	Shea	Weimert
Bennett	Filley	Macdonald	Shepardson	Weinstein
Brainerd	Fowler	MacGregor	Stevenson	White E H
Brown C F	Glore	Marlatt	Stivers	Whitley
Brown G W	Goodwin	McInerney	Sullivan	Whitney
Burgoyne	Gray	Merritt	Sweet	Wilkie
Callan	Green	Miller J L	Thorn	Wilsnack
Cheney	Greenwood	Murray	Toombs	Wood
Clark S C	Haines	Nolan	Van Olinda	Yale
Coffey	Higgins	Odell	Vicinus	Young F L
Colné	Hinman	Parker	Vosburgh	Zorn
Conklin	Holden	Perkins		

Those who voted in the negative were:

Abbey	Donnelly	Graubard	McCue	Rozan
Bates	Ebbets	Hackett	McElligott	Sanner
Boylan	Evans	Hearn	McGrath	Shortt
Brennan	Farrell	Herrick	McKeon	Smith A E
Caughlan	Fay	Jackson	Metzendorf	Smith M
Chanler	Foley	Joseph	Neupert	Spielberg
Cosad	Friend	Keller	O'Connor	Thompson
Crocker	Frisbie	Lachman	Oliver	Walker
Dana	Garfein	Levy J	O'Neill J J	Wende
De Long	Gerhardt	Manley	Patrie	Wright
Doherty	Goldberg			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

The bill (No. 2379, Int. No. 1506), entitled "An act to establish a commission to inquire into the present distribution of population throughout the State of New York, into any causes for imperfect or incomplete distribution and any methods to secure better and fuller distribution," having been announced for a second reading,

On motion of Mr. Glore, said bill was recommitted to the

committee on rules, retaining its place on the order of second reading.

The Senate bill (No. 298, Rec. No. 18), entitled "An act authorizing and directing the board of supervisors of Erie county to pay to various towns of Erie county and the city of Tonawanda certain items or sums of money illegally charged against the taxable property, inhabitants and corporations of said towns in the various annual tax rolls and warrants for said towns, and authorizing the county of Erie to issue its bonds with which to make such payments, and legalizing the previous acts of the several town boards in said county in relation to collecting such sums," having been announced for a second reading,

On motion of Mr. Wende, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 2506, Int. No. 599) entitled "An act to amend the State Charities Law, generally," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende

Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodspeed	McGrath	Smith A E	Wilkie
Conklin	Goodwin	McInerney	Smith M	Wilsnack
Connell	Graubard	McKeon	Spielberg	Wood
Cosad	Gray	Merritt	Stevenson	Wright
Crocker	Green	Metzendorf	Stivers	Yale
Cross	Greenwood	Miller J L	Sullivan	Young F L
Dana	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, *May 9, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1593, Senate reprint No. 1118, Int. No. 79), entitled "An act to amend the Penal Law, in relation to compulsory prostitution of women."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Whitney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker

Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodwin	McGrath	Smith A E	Wilkie
Conklin	Graubard	McInerney	Smith M	Wilsnack
Connell	Gray	McKeon	Spielberg	Wood
Cosad	Green	Merritt	Stevenson	Wright
Crocker	Greenwood	Metzendorf	Stivers	Yale
Cross	Hackett	Miller J L	Sullivan	Young F L
Dana				

Mr. Whitney moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 8, strike out the word "any".

Page 5, line 1, strike out "or" after "appropriation" and insert "of" in place thereof.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 10, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 2219, Int. No. 657), entitled "An act to amend the Code of Civil Procedure, in relation to stenographers' surrogates' courts in the counties of New York, Kings and Erie."

CHARLES E. HUGHES.

Said bill having been announced, Mr. MacGregor moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodwin	McGrath	Smith A E	Wilkie
Conklin	Graubard	McInerney	Smith M	Wilsnack
Connell	Gray	McKeon	Spie berg	Wood
Cosad	Green	Merritt	Stevenson	Wright
Crocker	Greenwood	Metzendorf	Stivers	Yale
Cross	Hackett	Miller J L	Sullivan	Young F L
Dana				

Mr. MacGregor moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Change the title to read:

"An act to amend the Code of Civil Procedure, in relation to the stenographer and the court officer in the surrogate's court in the county of Erie."

Page 2, line 13, after the word "salary" insert the words "to be fixed by said surrogate,".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill

amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 10, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1588, Int. No. 958), entitled "An act to amend the Education Law, in relation to the establishment of a State school of sanitary science and public health at Cornell University, and making an appropriation therefor."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Whitney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Ferrick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley

Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodwin	McGrath	Smith A E	Wilkie
Conklin	Graubard	McInerney	Smith M	Wilsnack
Connell	Gray	McKeon	Spielberg	Wood
Cosad	Green	Merritt	Stevenson	Wright
Crocker	Greenwood	Metzendorf	Stivers	Yale
Cross	Hackett	Miller J L	Sullivan	Young F L
Dana				

Mr. Whitney moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 1, strike out "Article forty-four of chapter" and insert in place thereof "Chapter".

Page 1, line 4, after "thereto" insert the following: "at the end of article forty thereof as thus renumbered by chapter one hundred and forty of the Laws of nineteen hundred and ten, amending such chapter generally,".

Page 1, line 5, strike out "eleven" and insert "ten", and strike out "thirty" and insert "forty".

Page 1, line 6, change the numerals "1130" to "1040".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 7, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 2134, Int. No. 419), entitled "An act to amend chapter sixty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to villages, constituting chapter sixty-four of the Consolidated Laws,' relative to the time of holding elections."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Whitney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree

to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Murray	Sweet
Allen A F	De Long	Hearn	Neupert	Thompson
Allen H E	Doherty	Herick	Nolan	Thorn
Argetsinger	Donnelly	Holden	Odell	Toombs
Barden	Donovan	Howard	Oliver	Trombly
Bates	Ebbets	Jackson	O'Neill J J	Van Olinda
Baumes	Evans	Joseph	O'Neil M A	Vosburgh
Bennett	Eveleth	Keller	Parker	Walker
Boylan	Farrell	Lachman	Patrie	Walters
Brainerd	Fay	Lansing	Perkins	Ward
Brennan	Feeley	Lee	Phillips C W	Waters
Brown C F	Filley	Levy J	Phillips J S	Weber
Brown G W	Foley	Lowman	Pitkin	Weiland
Burgoyne	Fowler	Lupton	Raldiris	Weimert
Callan	Friend	Macdonald	Reed	Weinstein
Caughlan	Frisbie	MacGregor	Rozan	Wende
Chanler	Garfein	Manley	Sanner	White E H
Cheney	Gerhardt	Marlatt	Shea	White L H
Clark S C	Glore	McCue	Shepardson	Whitley
Coffey	Goldberg	McElligott	Shortt	Whitney
Colné	Goodwin	McGrath	Smith A E	Wilkie
Conklin	Graubard	McInerney	Smith M	Wilsnack
Connell	Gray	McKeon	Spielberg	Wood
Cosad	Green	Merritt	Stevenson	Wright
Crocker	Greenwood	Metzendorf	Stivers	Yale
Cross	Hackett	Miller J L	Sullivan	Young F L
Dana				

Mr. Whitney moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 1, strike out final "s" of word "sections", and also the words "and twelve".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

The House then returned to the consideration of Assembly bills No. 628, No. 2511 and No. 2552, heretofore temporarily postponed.

Mr. Speaker announced that he would rule that the whole subject was open to debate and that the debate should proceed upon any and all of said bills.

Mr. Speaker announced the special order, being the bill (No. 628, Int. No. 584) entitled "An act to amend the Election Law, in relation to nominations and primaries."

Debate was had thereon.

On motion of Mr. Green, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 67

NOES 77

Those who voted in the affirmative were:

Abbey	Colné	Hearn	O'Connor	Sweet
Allen A F	Cosad	Higgins	Odell	Thompson
Allen H E	Crocker	Holden	Patrie	Thorn
Argetsinger	Cross	Jackson	Perkins	Trombly
Barden	De Long	Keller	Pitkin	Van Olinda
Bates	Doherty	Lansing	Raldir.	Weiland
Baumes	Donovan	Lee	Reed	Weimert
Bennett	Evans	Lupton	Roberts	Wende
Brainerd	Feeley	McGrath	Rozan	White L H
Brown C F	Filley	McInerney	Shepardson	Wilkie
Chanler	* Garfein	Miller J L	Stevenson	Wilsnack
Cheney	Goodspeed	Murray	Stivers	Wood
Clarke R H	Green	Neupert	Sullivan	Wright
Clark S C	Harwood			

Those who voted in the negative were:

Boshart	Foley	Hinman	Metzendorf	Vicinus
Boylan	Fowler	Howard	Nolan	Vosburgh
Brennan	Friend	Joseph	Oliver	Walker
Brown G W	Frisbie	Kopp	O'Neill J J	Walters
Burgoyne	Gerhardt	Lachman	O'Neil M A	Ward
Callan	Gerken	Levy J	Parker	Waters
Caughlan	Gillen	Lowman	Phillips C W	Weber
Coffey	Glore	Macdonald	Phillips J S	Weinstein
Conklin	Goldberg	MacGregor	Sanner	White E H
Connell	Goodwin	Manley	Shea	Whitley
Dana	Graubard	Marlatt	Shortt	Whitney

Delano	Gray	McCue	Smith A E	Yale
Donnelly	Greenwood	McElligott	Smith M	Young F L
Ebbets	Hackett	McKeon	Spielberg	Zorn
Farrell	Haines	Merritt	Toombs	Speaker
Fay	Herrick			

Mr. Green moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to the motion to lay upon the table, and it was decided in the negative.

Mr. Green moved to postpone until Wednesday, May 18th, the consideration of his motion to reconsider the vote by which said bill was lost.

Debate was had thereon.

Mr. Green moved the previous question. Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Green to postpone consideration, and it was determined in the negative.

AYES 63

NOES 76

Those who voted in the affirmative were:

Abbey	Cosad	Gray	Murray	Sullivan
Allen A F	Crocker	Harwood	Neupert	Sweet
Allen H E	Cross	Higgins	O'Connor	Thompson
Barden	De Long	Holden	Odell	Thorn
Bates	Doherty	Howard	Patrie	Trombly
Baumes	Donovan	Jackson	Perkins	Van Olinda
Bennett	Evans	Keller	Pitkin	Weber
Brown C F	Feeley	Lachman	Reed	Weiland
Chanler	Filley	Lee	Roberts	Weimert
Cheney	Fowler	Lupton	Shortt	Weinstein
Clarke R H	Garfein	MacGregor	Stevenson	White L H
Clark S C	Glore	McGrath	Stivers	Wright
Colné	Goodspeed	McInerney		

Those who voted in the negative were:

Argetsinger	Farrell	Hearn	Metzendorf	Toombs
Boshart	Fay	Herrick	Nolan	Vicinus
Boylan	Foley	Hinman	Oliver	Vosburgh
Brainerd	Friend	Joseph	O'Neill J J	Walker
Brennan	Frisbie	Kopp	O'Neil M A	Walters
Brown G W	Gerhardt	Lansing	Parker	Ward
Burgoyne	Gerken	Levy J	Phillips C W	Waters
Callan	Gillen	Lowman	Phillips J S	Wende
Caughlan	Goldberg	Macdonald	Raldiris	White E H

Coffey	Goodwin	Manley	Rozan	Whitley
Conklin	Graubard	Marlatt	Sanner	Whitney
Connell	Green	McCue	Shea	Wilsnack
Dana	Greenwood	McElligott	Shepardson	Yale
Delano	Hackett	McKeon	Smith M	Young F L
Donnelly	Haines	Merritt	Spielberg	Zorn
Ebbets				

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 58

NOES 82

Those who voted in the affirmative were:

Abbey	Colné	Goodspeed	Murray	Stevenson
Allen A F	Cosad	Green	Neupert	Stivers
Allen H E	Crocker	Harwood	O'Connor	Sullivan
Barden	Cross	Higgins	Odell	Sweet
Bates	De Long	Holden	Patrie	Thompson
Baumes	Doherty	Jackson	Perkins	Trombly
Bennett	Donovan	Keller	Pitkin	Van Olinda
Brown C F	Evans	Lee	Raldiris	Weber
Chanler	Feeley	Lupton	Reed	Weiland
Cheney	Filley	McGrath	Roberts	Weimert
Clarke R H	Garfein	McInerney	Shepardson	White L H
Clark S C	Glore	Miller J L		

Those who voted in the negative were:

Argetsinger	Fay	Hinman	Nolan	Vicinus
Boshart	Foley	Howard	Oliver	Vosburgh
Boylan	Fowler	Joseph	O'Neill J J	Walker
Brainerd	Friend	Kopp	O'Neil M A	Walters
Brennan	Frisbie	Lachman	Parker	Ward
Brown G W	Gerhardt	Lansing	Phillips C W	Waters
Burgoyne	Gerken	Levy J	Phillips J S	Weinstein
Callan	Gillen	Lowman	Rozan	Wende
Caughlan	Goldberg	Macdonald	Sanner	White E H
Coffey	Goodwin	MacGregor	Shea	Whitley
Conklin	Graubard	Manley	Shortt	Whitney
Connell	Gray	Marlatt	Smith A E	Wilsnack
Dana	Greenwood	McCue	Smith M	Wood
Delano	Hackett	McElligott	Spielberg	Yale
Donnelly	Haines	Merritt	Thorn	Young F L
Ebbets	Hearn	Metzendorf	Toombs	Zorn
Farrell	Herrick			

Mr. Speaker announced the special order, being the bill (No. 2511, Int. No. 352) entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' and known as the 'Election Law.'"

On motion of Mr. Frisbie, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 46

NOES 88

Those who voted in the affirmative were:

Abbey	Fay	Hackett	Manley	Patrie
Boylan	Foley	Harwood	McCue	Rozan
Brennan	Friend	Hearn	McElligott	Sanner
Caughlan	Frisbie	Herrick	McGrath	Smith A E
Chanler	Gerhardt	Holden	Metzendorf	Trombly
Cosad	Gerken	Jackson	Neupert	Walker
De Long	Gillen	Joseph	O'Connor	White L H
Donnelly	Goldberg	Keller	Oliver	Wright
Evans	Graubard	Levy J	O'Neill J J	Zorn
Farrell				

Those who voted in the negative were:

Allen A F	Conklin	Haines	Odell	Toombs
Allen H E	Connell	Higgins	O'Neil M A	Van Olinda
Argetsinger	Crocker	Hinman	Parker	Vicinus
Barden	Cross	Howard	Perkins	Walters
Bates	Dana	Kopp	Phillips C W	Ward
Baumes	Delano	Lachman	Phillips J S	Waters
Bennett	Doherty	Lee	Pitkin	Weiland
Boshart	Donovan	Lowman	Raldiris	Weimert
Brainerd	Ebbets	Lupton	Reed	Weinstein
Brown C F	Feeley	Macdonald	Roberts	White E H
Brown G W	Filley	MacGregor	Shea	Whitley
Burgoyne	Fowler	Marlatt	Shepardson	Whitney
Callan	Garfein	McInerney	Smith M	Wilkie
Cheney	Glore	McKeon	Stivers	Wilsnack
Clarke R H	Goodspeed	Merritt	Sweet	Wood
Clark S C	Goodwin	Miller J L	Thompson	Yale
Coffey	Gray	Murray	Thorn	Young F L
Colné	Greenwood	Nolan		

Mr. Speaker announced the special order, being the bill (No. 2552, Int. No. 709) entitled "An act to amend the Election Law, in relation to the enrollment of party voters, nominations, primaries, conventions and party committees, and repealing certain sections relating thereto."

On motion of Mr. J. S. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 84

NOES 54

Those who voted in the affirmative were:

Allen A F	Connell	Howard	Parker	Vosburgh
Argetsinger	Cosad	Jackson	Phillips C W	Walters
Barden	Delano	Kopp	Phillips J S	Ward
Bates	Doherty	Lachman	Pitkin	Waters
Baumes	Ebbets	Lansing	Raldiris	Weber
Boshart	Feeley	Lee	Reed	Weiland
Brainerd	Filley	Lowman	Roberts	Weinstein
Brown C F	Fowler	MacGregor	Rozan	Wende
Brown G W	Garfein	Marlatt	Shepardson	White E H
Burgoyne	Goodspeed	McGrath	Smith M	Whitley
Callan	Goodwin	McInerney	Stevenson	Whitney
Chanler	Greenwood	Merritt	Stivers	Wilkie
Cheney	Haines	Miller J L	Sullivan	Wilsnack
Clarke R H	Hearn	Murray	Thorn	Wood
Clark S C	Higgins	Neupert	Toombs	Yale
Coffey	Hinman	Nolan	Van Olinda	Speaker
Conklin	Holden	Odell	Vicinus	

Those who voted in the negative were:

Abbey	Donnelly	Goldberg	McCue	Shortt
Allen H E	Donovan	Gray	McElligott	Smith A E
Bennett	Evans	Green	McKeon	Spielberg
Boylan	Farrell	Hackett	Metzendorf	Sweet
Brennan	Fay	Harwood	O'Connor	Thompson
Caughlan	Friend	Herrick	Oliver	Trombly
Colné	Frisbie	Joseph	O'Neil J J	Walker
Crocker	Gerhardt	Levy J	O'Neil M A	Weimert
Cross	Gerken	Lupton	Perkins	White L H
Dana	Gillen	Macdonald	Sanner	Zorn
De Long	Glore	Manley	Shea	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

By unanimous consent, Mr. Goodspeed called up Assembly bill (No. 2473, Int. No. 794) entitled "An act to amend chapter three hundred and ninety of the Laws of nineteen hundred and nine, entitled 'An act to authorize the acquisition of a site for, and the construction of a courthouse in the county of Kings, and to provide for the maintenance thereof,' in relation to the procedure in selecting and acquiring such site."

Mr. Goodspeed moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Line 5, of title, strike out the words "the procedure in".

Line 6, of title, insert after "site" "and the construction and maintenance of such courthouse".

Page 1, line 1, strike out "and" and insert a comma after "two", and insert a comma after "three" and the following: "four, five, seven and eight".

Page 2, line 19, inclose "said", first occurring, in brackets.

Page 3, line 19, strike out "They" and insert in italics "The board of estimate and apportionment of the city of New York".

Page 3, line 24, inclose "justices" in brackets and insert in italics after "said" the words "board of estimate and apportionment of the city of New York".

Page 4, line 7, insert a "[" before "justices".

Page 4, line 9, insert a "]" after "forthwith".

Page 4, line 7, after "said" insert in italics "board of estimate and apportionment of the city of New York".

Page 4, between lines 13 and 14, insert the following:

"§ 4. The counsel to the corporation shall prepare the form of such contract or contracts as shall be required by such plans and specifications for the erection and completion of the said building, including all the necessary appliances therefor; and the same, when approved by the said board of estimate and apportionment of the city of New York [justices or a majority of them], shall be delivered to the commissioners of the sinking fund. When the forms of such contract or contracts shall be so delivered to the said commissioners of the sinking fund, approved as aforesaid, the said commissioners of the sinking fund shall advertise for sealed bids or proposals for the erection of such building according to the said plans and specifications under such contract or contracts. Such advertisement shall be published for at least ten days in two daily newspapers published in the city of New York, before the time fixed for the closing of the bids. All bids or proposals in answer to such advertisement shall be enclosed in a sealed envelope and delivered to the comptroller of the city of New York, but no bid or proposal shall be received unless at or prior to the time of delivery thereof, there shall be deposited with the said comptroller an amount not less than five per centum of the amount of the bid. After the expiration of the time limited in the advertisement, the said bids or proposals shall be publicly opened by the said comptroller in the presence of the said commissioners of the sinking fund and the said commissioners may there-

upon accept the bid or bids, the acceptance of which will, in their judgment, best secure the prompt and proper erection of the said building according to said plans and specifications approved as aforesaid, or they may reject all such bids; and in case of the rejection of all of said bids or all the bids for any particular contract, or in case a bidder or bidders shall refuse or neglect to execute a contract which has been awarded him and furnish the security hereinafter required, within ten days after the award shall have been made, the said commissioners of the sinking fund shall readvertise said contract or contracts and shall receive and dispose of the bids tendered under such readvertisement in the manner hereinbefore provided for in relation to such original advertisement for bids or proposals. Within three days after the decision by such commissioners of the sinking fund as to the acceptance of a bid, the comptroller shall return all the deposits made by the persons making the same; except the deposit made by the bidder or bidders to whom the contract or contracts shall have been awarded; and if the bidder or bidders to whom the contracts have been awarded or to whom any contract has been awarded shall refuse or neglect within ten days after such award to execute the contract or contracts and furnish the security hereinafter required, the amount of deposit made by him or them shall be forfeited to, and retained by the said city of New York as liquidated damages for such neglect or refusal, and shall be paid into the sinking fund of the city; but if the said bidder or bidders to whom the contract or contracts shall have been awarded shall execute the contract or contracts and furnish the said security within the time aforesaid, the amount of his or their deposit shall be returned to him or them. The contract or contracts when so awarded shall be executed by the mayor on behalf of the said city of New York, but before the same shall be executed, the contractor or contractors shall furnish a bond or bonds as security for the faithful performance of his or their contract or contracts, in a form to be approved by the counsel to the corporation, in the penalty to be fixed by the commissioners of the sinking fund, which shall be at least twenty-five per centum of the amount of the bid, with two or more sureties or a surety company, whose sufficiency shall be approved by the comptroller of the city of New York. The work and material called for by said contract or contracts shall be done and furnished under the direction and supervision of the architect heretofore selected by said board of estimate and apportionment of the city of New York [justices or a majority thereof] to prepare the plans and specifications for the said building, and no sum or sums of money shall be payable to the person executing such contract or contracts nor shall the comptroller pay any sum of money to such contractor

or contractors, nor shall any contractor have any demand against the city of New York or the county of Kings for any sum of money on account of his contract, or for the work performed by him in the erection of said building until the said architect shall certify that the said contractor has in all respects complied with his contract, and that such sum of money claimed or demanded is due under the terms and conditions of such contract. In no event shall the city of New York be held in any action or proceeding brought by any contractor to any other or greater liability than that expressed in his contract, nor be required to pay any sum of money for the doing of such work or the furnishing of such material, greater than is stipulated in his contract nor otherwise than in strict compliance therewith. Said contract or contracts may also contain a provision limiting the time within which the said work provided for therein shall be in all respects completed, and provide a penalty for the failure of the contractor or contractors to complete the same within the time fixed; and in case of the failure of any contractor to complete his contract within the time fixed in such contract, the city of New York shall be entitled to deduct the amount of such penalty from any amount due under the said contract, or to sue for and recover the amount of such penalty; and no officer of said city or other person, shall have any power to waive such penalty, or by any act to waive the completion of any contract within the time fixed, except that the commissioners of the sinking fund may, with the written approval of said board of estimate and apportionment of the city of New York [justices or a majority of them], by a contract in writing, extend the time for the completion of any contract in case the public interests shall require. In case the work under any contract is abandoned by said contractor, or in case a contractor shall fail to perform his contract within the time limited in such contract, or shall fail to comply with the provisions, conditions or covenants in his contract contained, or in case any contract shall be terminated pursuant to the provisions thereof, before the same be completed, the said commissioners of the sinking fund shall, with or without public letting, make a new contract for the work necessary to complete said contract.

“§ 5. The said commissioners of the sinking fund shall also without public letting, make such contracts or purchases from time to time as shall be necessary for the complete furnishing and equipment of said courthouse according to the designs and specifications of the said architect, approved by said board of estimate and apportionment of the city of New York [justices or a majority thereof].

“§ 7. The said commissioners of the sinking fund shall have

power, subject to the approval of said board of estimate and apportionment of the city of New York [justices or a majority thereof] to alter or modify such plans or specifications, but no alteration or modification thereof in excess of said estimated cost shall be made except upon the express approval of the said board of estimate and apportionment. In case of such modifications of the plans or specifications, there shall be imposed no liability upon the city of New York or the county of Kings greater than that provided for by the original contract or contracts, except such as is provided for by a contract or contracts in writing between the commissioners of the sinking fund and the said contractor, which contract or contracts shall specify the amount of such additional cost caused by such modification of the plans or specifications as aforesaid.

"§ 8. The said courthouse building, when so completed and furnished, shall be maintained under the supervision of the board of estimate and apportionment of the city of New York [Justices of the Supreme Court residing in the county of Kings and their successors in office], who shall appoint and may at pleasure remove a custodian, an engineer and such other employees as may be necessary therefor. The expense of such maintenance shall be borne by the city of New York and shall be provided for as in case of other public buildings in said city, but shall be charged to the county of Kings."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, engrossed and restored to the order of third reading.

Mr. Merritt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1455, Senate reprint No. 1215, Int. No. 385), entitled "An act to amend the Code of Civil Procedure, in relation to the expenses of the judges of the Court of Claims," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Manley offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 2425, Int. No. 1200), entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill (No. 2184, Int. No. 1367), entitled "An act to amend chapter five hundred and sixty-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the selection, location and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor, and authorizing an issue of bonds to pay such appropriation,'" be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 10, 1910.*

Resolved (if the Assembly concur), That the joint rules as printed in the Blue Book of 1910 be adopted as the joint rules of the Legislature for the remainder of the session.

By order of the Senate,

LAFAYETTE B. GLEASON,

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution providing for printing 1,000 copies of the Greene Memorial Volume, with a message that they have concurred in the passage of the same without amendment.

The Senate returned the concurrent resolution in relation to the gift to the State by Witherbee, Sherman and Company of lands at Crown Point, with a message that they have concurred in the passage of the same without amendment.

The Senate returned the bill (No. 2306, Int. No. 1627), entitled "An act to accept a deed or deeds from the United States of America, the city of Buffalo and other parties, to the people of the State of New York, of land in the city of Buffalo, in said State," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 2308, Int. No. 1629), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Oswego.

Also, the bill (No. 2303, Int. No. 1624), entitled "An act to amend the Greater New York charter, in relation to water meters," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 2291, Int. No. 1618), entitled "An act to validate and legalize the publication of municipal advertisements, ordinances, official notices and legal notices of the city of Mount Vernon between certain dates," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Mount Vernon.

The Senate returned the bill (No. 1300, Int. No. 139), entitled "An act to provide for repairs, improvements and betterments to the State armory, in the borough of Brooklyn in the city of New York, occupied by the Forty-seventh Regiment, National Guard, State of New York, and making an appropriation therefor."

Also, the bill (No. 424, Int. No. 404), entitled "An act to amend the Election Law, in relation to the delivery and filing of papers in the city of New York."

Also, the bill (No. 331, Int. No. 315), entitled "An act to amend the Forest, Fish and Game Law, in relation to hooking suckers through the ice in the waters of Sullivan county."

Also, the bill (No. 1625, Int. No. 1272), entitled "An act to amend the Forest, Fish and Game Law, in relation to the open season for lake trout in Owasco lake."

Also, the bill (No. 2165, Int. No. 833), entitled "An act to amend the General Business Law, in relation to ticket agents."

Also, the bill (No. 1749, Int. No. 1334), entitled "An act to amend chapter eighty-four of the Laws of nineteen hundred, entitled 'An act to make the office of sheriff of Greene county a salaried one in part, and to regulate the management thereof,' in relation to the compensation of such sheriff for janitor service."

Also, the bill (No. 1861, Int. No. 1108), entitled "An act to legalize the official acts of Cornelius London in the years nineteen hundred and six, seven, eight and nine as deputy town clerk of the town of Phelps in the county of Ontario, under George R. Clark, town clerk of said town."

Also, the bill (No. 1008, Int. No. 403), entitled "An act to amend the Public Officers Law, in relation to leave of absence of veterans of the regular army, navy and marine corps of the United States, on Memorial day," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Assembly bill (No. 1353, Senate reprint No. 1336, Int. No. 721), entitled "An act to amend the Judiciary Law, in relation to the compensation of attendants of Appellate Division in third and fourth departments."

Also, Assembly bill (No. 1014, Senate reprint No. 1292, Int.

No. 866), entitled "An act to amend the Education Law, in relation to the New York State School of Agriculture of the St. Lawrence University."

Also, Assembly bill (No. 1063, Senate reprint No. 1366, Int. No. 909), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of John M. Shultz against the State for damages alleged to have been sustained by him and to render judgment therefor."

Also, Assembly bill (No. 2246, Senate reprint No. 1432, Int. No. 1400), entitled "An act to amend the Highway Law, in relation to salaries."

Also, Assembly bill (No. 721, Senate reprint No. 1337, Int. No. 653), entitled "An act to amend chapter six hundred and seventy of the Laws of nineteen hundred and six, entitled 'An act to establish a new State prison in the eastern part of the State to take the place of Sing Sing prison; to authorize the Governor to appoint a commission to select and purchase a site,' in relation to the compensation and expenses of the commissioners and their secretary."

Also, Assembly bill (No. 652, Senate reprint No. 1365, Int. No. 611), entitled "An act to amend the Public Lands Law, in relation to grants of land under water."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill (No. 2505, Int. No. 308), entitled "An act to cede to the town of Smithtown, Suffolk county, all the right, title and interest of the State in lands adjacent to such town between high and low water marks for the protection of clamming," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Also, the bill (No. 2533, Int. No. 1144), entitled "An act to amend the General Corporation Law, in relation to dispensing with publications of notice of presentation of petition to change names of religious or membership corporations, and also in relation to changing the name of town or county co-operative insurance corporations, with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Also, the bill (No. 2402, Int. No. 750), entitled "An act to amend the Insurance Law, in relation to co-operative fire insurance corporations," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Also, the bill (No. 2516, Int. No. 1308), entitled "An act to extend the corporate existence of the Acme Land Company and to validate its conveyances of real estate," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned Assembly bill (No. 1284, Senate reprint No. 1187, Int. No. 713), entitled "An act to amend chapter two hundred and ninety-eight of the Laws of eighteen hundred and eighty-three, entitled 'An act to provide for the government of the city of Albany,' in relation to extending the westerly boundaries of said city and enlarging the nineteenth ward, and to provide for the platting of the new territory for purposes of taxation and the acquisition by the city of approaches thereto as part of the city park system."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Albany.

Also, Assembly bill (No. 1947, Senate reprint No. 1344, Int. No. 1440), entitled "An act to provide for the licensing of dogs in the city of Elmira, for the care and protection of lost, strayed and homeless dogs, for securing and protecting the rights of the owners thereof, and for the protection of the public."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Elmira.

Also, Assembly bill (No. 2067, Senate reprint No. 1364, Int. No. 1222), entitled "An act to amend chapter six hundred and seventy of the Laws of eighteen hundred and ninety-two, entitled 'An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and seventy, entitled "An act to amend an act to incorporate the city of Troy, passed April twelfth, eighteen hundred and sixteen, and the several acts amendatory thereof, and also to amend other acts relating to the city of Troy," and the acts amendatory of said chapter five hundred and ninety-eight, and to consolidate into one act several of the acts amending the

charter of and other acts relating to the city of Troy and its departments, and to the inferior local courts therein,' in relation to the powers of the common council."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Troy.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1455, Senate reprint No. 1215, Int. No. 385), entitled "An act to amend the Code of Civil Procedure, in relation to the expenses of the judges of the Court of Claims," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 2425, Int. No. 1200), entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution returning to the Governor Assembly bill (No. 2184, Int. No. 1367), entitled "An act to amend chapter five hundred and sixty-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the selection, location and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor, and authorizing an issue of bonds to pay such appropriation,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. Robert Lawrence, mayor of the city of Middletown, returning Assembly bill (No. 1933, Int. No. 1028), entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof, gen-

erally,'” with a message that said mayor, and the common council of said city, after a public hearing thereon, to approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George H. Minard, mayor of the city of Lockport, returning Assembly bill (No. 1928, Int. No. 1208), entitled “An act authorizing the city of Lockport to raise money for the purpose of improving, operating and maintaining the city hospital in said city, and to issue its bonds therefor,” with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. George H. Minard, mayor of the city of Lockport, returning Assembly bill (No. 1175, Senate reprint No. 1180, Int. No. 603), entitled “An act to amend chapter one hundred and twenty of the Laws of eighteen hundred and eighty-six, entitled ‘An act to revise the charter of the city of Lockport,’ generally,” with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. E. Young was excused indefinitely on account of illness.

On motion of Mr. Merritt, the House adjourned.

THURSDAY, MAY 12, 1910.

The House met pursuant to adjournment.

Prayer by Rev. G. Willard Rockwell, Troy.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Twenty-fifth Annual Report of the Northern New York Institution for Deaf-Mutes, which was laid upon the table and ordered printed.

(See Assembly Document No. 64.)

Mr. Boshart gives notice that he requests that Assembly bill (No. 2529, Int. No. 1557), entitled "An act to amend the Agricultural Law, in relation to sale and analysis of commercial fertilizers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Penal Law, in relation to public safety" (No. 162, Rec. No. 308), which was read the first time and referred to the committee on codes.

"An act providing for the selection of sites for State truant schools" (No. 500, Rec. No. 309), which was read the first time and referred to the committee on ways and means.

"An act to amend the Code of Civil Procedure, relating to the payment of money into court, and for the care and disposition thereof" (No. 728, Rec. No. 310), which was read the first time and referred to the committee on codes.

"An act to amend the Agricultural Law" (No. 1194, Rec. No. 311), which was read the first time and referred to the committee on agriculture.

"An act to amend the Judiciary Law, in relation to the salary of confidential clerks of the Appellate Division in the second department" (No. 1119, Rec. No. 312), which was read the first time and referred to the committee on ways and means.

"An act to amend section two hundred and seventy-one of chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter two hundred and twenty-eight of the Laws of nineteen hundred and one and chapter six hundred and fifty of the Laws of nineteen hundred and seven, relating to salaries in the department of public works" (No. 1131, Rec. No. 313), which was read the first time and referred to the committee on affairs of cities.

"An act to legalize the authorization of an issue of fifty thousand dollars of bonds of the city of Plattsburgh for the improvement of its water supply" (No. 1426, Rec. No. 314), which was read the first time and referred to the committee on affairs of cities.

"An act to amend article two of the Insurance Law, in relation to surrendered and lapsed policies of life insurance" (No. 1205, Rec. No. 315), which was read the first time and referred to the committee on insurance.

"An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the laying of side-walks, curbstones and gutters and providing the method and means of payment therefor, and repealing certain sections thereof" (No. 1332, Rec. No. 316), which was read the first time and referred to the committee on affairs of cities.

"An act authorizing the city of Lockport to raise money for the purpose of improving the streets and highways in said city, and to issue its bonds therefor" (No. 1429, Rec. No. 317), which was read the first time.

On motion of Mr. Feeley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Feeley, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoe	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein

Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H
Chauler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

"An act to amend the Tax Law, relative to the time of making special franchise valuations by the State Board of Tax Commissioners" (No. 764, Rec. No. 318), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the Labor Law, in relation to workmen's compensation in certain dangerous employments" (No. 1208, Rec. No. 319), which was read the first time and referred to the committee on the judiciary.

"An act to amend sections seven hundred and sixty-eight, eight hundred and seventy, eight hundred and seventy-two and eight hundred and eighty-one of an act, entitled 'An act relating to courts, officers of justice and civil proceedings,' passed June second, eighteen hundred and seventy-six" (No. 1431, Rec. No. 320), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Code of Civil Procedure, relative to service of orders in the City Court of the city of New York" (No. 1101, Rec. No. 321), which was read the first time and referred to the committee on codes.

By unanimous consent the following bills were introduced:

By Mr. Goldberg, "An act to amend the Penal Law, in relation to trading stamps" (Int. No. 1721), which was read the first time and referred to the committee on codes.

By Mr. Haines, "An act to establish a hospital commission for the city of Yonkers, and to provide for the care of persons in said city suffering from tuberculosis in advanced stages" (Int. No. 1722), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester" (Int. No. 1723), which was read the first time and referred to the committee on internal affairs.

Also, "An act to provide for the erection of a new armory building in the city of Yonkers, New York, the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings, and the application of the proceeds to such new buildings and for other purposes relative to the same" (Int. No. 1724), which was read the first time and referred to the committee on ways and means.

By Mr. Ward, "An act to amend the Greater New York charter, as re-enacted by chapter four hundred and sixty-six of the Laws of nineteen hundred and one, as amended by chapter one hundred and sixty of the Laws of nineteen hundred and seven, relative to the police department" (Int. No. 1725), which was read the first time and referred to the committee on affairs of cities.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Boshart (No. 2529, Int. No. 1557), entitled "An act to amend the Agricultural Law, in relation to sale and analysis of commercial fertilizers," reported the same with the following amendments:

Page 3, line 26, strike out the "bracket" before the word "it".

Page 4, line 11, after the word "than" insert "bracket".

Page 4, line 15, in the word "Ten" change capital "T" to small "t".

Page 4, line 18, after the word "guarantee" insert the words "in any one constituent".

and requests that said bill be reprinted, as amended, and re-committed to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and re-committed to said committee.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School." (No. 2515, Int. No. 1691.)

"An act making appropriations for repairs, renewals and betterments for the several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts." (No. 2501, Int. No. 412.)

"An act to amend the Election Law, in relation to the creation, division and alteration of election districts in cities containing a population of one million or over." (No. 2345, Int. No. 902.)

"An act to enable the electors of the town of Oswegatchie, Saint Lawrence county, New York, to direct the raising of money to improve and equip the fair grounds of said town." (No. 2554, Int. No. 1670).

"An act to amend the Insanity Law, in relation to the qualifications of the members of the board of alienists." (No. 2536, Int. No. 1589).

"An act to provide for the acquisition of additional lands for the New York State Normal College at Albany, and making an appropriation therefor." (No. 679, Int. No. 623).

"An act to amend the Penal Law, in relation to the unauthorized use of automobiles." (No. 2358, Int. No. 1641).

"An act to amend the charter of the city of Rensselaer, in relation to special tax election for school purposes." (No. 2492, Int. No. 1690.)

"An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State." (No. 2354, Int. No. 1637.)

"An act to amend the Legislative Law, in relation to the drafting and revision of legislative bills, and making an appropriation therefor." (No. 2226, Int. No. 1575.)

"An act to provide for the improvement and repair of the dike across the fourth branch of the Mohawk river, between the city of Cohoes and the village of Green Island, Albany county, New York, and making an appropriation therefor." (No. 681, Int. No. 625.)

"An act to amend section three of the State Law in relation to the boundary lines between the State of New York and the Commonwealth of Massachusetts." (No. 2143, Int. No. 1546.)

"An act providing for the erection of a State armory and stable

in the city of Albany, the acquisition of a site therefor, and making an appropriation for building said armory and stable." (No. 67, Int. No. 67.)

"An act to authorize the construction of State and county highways upon State lands in the forest preserve." (No. 2149, Int. No. 1552.)

"An act to amend the Public Buildings Law, in relation to competition for selection of architects for State work." (No. 2416, Int. No. 1655.)

"An act to amend the State Charities Law, in relation to the powers of the board of managers of the Syracuse State Institution for Feeble-Minded Children." (No. 2551, Int. No. 1711).

"An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State." (No. 2452, Int. No. 1666.)

"An act to amend chapter three hundred and six of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for the pensioning retired school teachers, superintendents, supervisors and heads of high school departments of the public schools of the city of Schenectady, and to regulate the collection, management and disbursement thereof,' in relation to contributions to such fund." (No. 2537, Int. No. 1654.)

"An act to amend the Code of Civil Procedure, in relation to notice of proceedings to appoint special guardian." (No. 951, Int. No. 818.)

"An act to amend the Judiciary Law, in relation to the compensation of attendants of the Appellate Division in the third and fourth departments." (No. 2366, Int. No. 452.)

"An act to amend the Penal Law, in relation to the unauthorized use of vehicles." (No. 2259, Int. No. 1590.)

"An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts in relation to the city of Syracuse, and to revise and amend the charter of said city,' establishing a fund for pensioning retired school teachers and certain other employees and regulating the collection and management thereof." (No. 2430, Int. No. 734.)

"An act to amend the Highway Law, in relation to the share of counties and towns in the cost of highway improvement and the issuance of bonds therefor." (No. 2498, Int. No. 1577.)

"An act to amend the Code of Civil Procedure, relating to the payment of money into court, and for the care and disposition thereof." (No. 2389, Int. No. 1074.)

"An act to amend the Education Law, in relation to the date of annual meetings and the election and duties of trustees." (No. 2491, Int. No. 1689.)

"An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to the power of the common council." (No. 2450, Int. No. 1664.)

"An act to amend the Lien Law, being chapter thirty-three of the Consolidated Laws, by inserting in article eight thereof a new section, to be known as section one hundred and eighty-six, providing for a lien in favor of factors, commission merchants and private bankers upon certain merchandise and the proceeds thereof." (No. 2361, Int. No. 1644.)

"An act providing for the erection of a new State armory at Malone, New York, for the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and building, and the application of the proceeds to such new building, and for other purposes relative to the same." (No. 41, Int. No. 41.)

"An act in relation to constructing, using and leasing subways or conduits in the streets of the village of Seneca Falls, and the powers of the trustees of such village in respect thereto and the borrowing money therefor upon the bonds of the village." (No. 2518, Int. No. 1700.)

"An act to amend the Judiciary Law, in relation to the compensation of the deputy clerk of the Appellate Division in the fourth department and of the consultation clerk to the justices thereof." (No. 476, Int. No. 451.)

"An act to amend chapter four hundred and eighty-six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to establish the office of public administrator in the county of Richmond,' in relation to the powers of such administrator." (No. 1310, Int. No. 1065.)

"An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State." (No. 2353, Int. No. 1636.)

"An act to amend the Real Property Law, in relation to the filing of maps." (No. 2561, Int. No. 807.)

"An act to amend the Village Law, in relation to the powers of the board of cemetery commissioners to make assessments upon lots for the care thereof, and to sell the unoccupied portions of such lots for payment of such unpaid assessments." (No. 2508, Int. No. 1269.)

"An act to amend the Code of Civil Procedure, in relation to exemptions and executions." (No. 2535, Int. No. 1628.)

"An act to amend chapter fifteen of the Laws of nineteen hundred and nine, entitled 'An act in relation to the civil service of the State of New York and the civil divisions and cities thereof, constituting chapter seven of the Consolidated Laws,' in relation to the power of removal." (No. 2404, Int. No. 733.)

"An act to provide for the erection of a new armory building in the city of Mount Vernon, New York, the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings, and the application of the proceeds to such new building and for other purposes relative to the same." (No. 7, Int. No. 7.)

"An act to incorporate the Xavier Alumni Sodality of the City of New York." (No. 2489, Int. No. 1687.)

"An act to amend the Code of Civil Procedure, in relation to personal service of summons upon infants." (No. 953, Int. No. 820.)

"An act to grant and release to the city of Rochester all the right, title and interest of the people of the State of New York in and to certain lands in the city of Rochester formerly used in connection with the State Industrial School." (No. 2524, Int. No. 1706.)

"An act to authorize the electors of the village of Peekskill to vote upon a proposition to erect an incinerating plant, and to authorize the issue of bonds for such purpose." (No. 1957, Int. No. 1450.)

"An act to amend the Code of Civil Procedure, generally." (No. 2103, Int. No. 1521.)

"An act to purchase land and provide a building at the New York Agricultural Experiment Station, and making an appropriation therefor." (No. 2368, Int. No. 583.)

"An act to incorporate the United Charities of Rochester, and to prescribe its objects and powers." (No. 2262, Int. No. 1593.)

"An act in relation to the city court of Albany, generally, its justices, clerk, marshals and stenographer." (No. 2475, Int. No. 1306.)

"An act to amend the Labor Law, relating to the department of labor, and creating therein a new bureau." (No. 2531, Int. No. 1402.)

"An act to amend chapter one hundred and thirty-one of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff in Suffolk county a salaried office in part, and to regulate the management thereof,' in relation to appointment and salaries of employees at the jail." (No. 2543, Int. No. 1574.)

"An act to provide a charter for the city of New Rochelle." (No. 2457, Int. No. 1538.)

"An act to amend the Penal Law, in relation to affixing advertisements to property of another." (No. 2547, Int. No. 499.)

"An act to amend the Prison Law, in relation to indeterminate sentences." (No. 2465, Int. No. 1675.)

"An act to amend chapter three hundred and thirty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the erection of a courthouse in the county of New York and authorizing the acquisition of a site therefor.'" (No. 2344, Int. No. 1338.)

On motion of Mr. Raldiris, the committee on rules was instructed to report Assembly bill (No. 2565, Int. No. 1716), entitled "An act to amend chapter sixty-one of the Consolidated Laws, known as the Tenement House Law, in relation to percentage of lot occupied," with the following amendments:

On page 1, line 1, add the letter "s" to the word "section", and insert after the word "fifty" the words "and seventy".

On page 1, line 2, substitute the word "are" for the word "is".

On page 2, line 10, insert after the words "apply to a" the words "tenement house hereafter erected on a".

On page 2, insert between lines 11 and 12, the following:

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“§ 70. Percentage of lot occupied. No tenement house shall hereafter be enlarged, or its lot be diminished, so that [a greater percentage] more than ninety per centum of the lot, in the case of a corner lot, nor more than seventy per centum of any other lot shall be occupied by buildings or structures [than provided in section fifty of this chapter,]; provided that the measurements may be taken at the level of the second tier of beams[; provided] and that the space occupied by fire-escapes of the size hereinbefore prescribed, and by chimneys or flues located in yards and attached to the houses which do not exceed five square feet in area and do not obstruct light or ventilation, shall not be deemed a part of the lot occupied.”

Page 2, line 12, renumber “§ 2” to “§ 3”.

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. Raldiris, said bill was ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker announced the special order, being the bill (No. 740, Int. No. 672) entitled “An act to amend the Insanity Law, relative to habeas corpus or certiorari in behalf of insane persons in State hospitals.”

Said bill having been announced for a third reading, on motion of Mr. J. S. Phillips, and by unanimous consent, said bill was ordered placed on special order third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2423, Int. No. 1180) entitled “An act to amend the Public Health Law, in relation to the practice of pharmacy.”

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2421, Int. No. 1181) entitled “An act to amend the Education Law, in relation to creating a State board of examiners in pharmacy and conferring certain powers, in respect to pharmacy, on the State Board of Regents.”

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was or-

dered placed on special order second and third reading calendar for Tuesday next.

The bill (No. 2553, Int. No. 1181) entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 3

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Miller J L	Sweet
Allen A F	De Long	Herrick	Murray	Thompson
Allen H E	Donnelly	Higgins	Neupert	Thorn
Argetsinger	Donovan	Hinman	Nolan	Toombs
Barden	Elbets	Hoev	Odell	Trombly
Bates	Farrell	Holden	Oliver	Van Olinda
Baumes	Fay	Howard	O'Neill J J	Vicinus
Bennett	Feeley	Jackson	O'Neil M A	Vosburgh
Boshart	Filley	Joseph	Parker	Walker
Boylan	Fowler	Kopp	Patrie	Walters
Brainerd	Friend	Lachman	Perkins	Ward
Brennan	Frisbie	Lansing	Phillips C W	Waters
Brown C F	Garfein	Lowman	Phillips J S	Weiland
Brown G W	Gerhardt	Lupton	Pitkin	Weinstein
Burgoyne	Gerken	Macdonald	Raldiris	Wende
Callan	Glore	MacGregor	Reed	White E H
Caughlan	Goldberg	Manley	Rozan	White L H
Cheney	Goodspeed	Marlatt	Sanner	Whitney
Clarke R H	Goodwin	McCue	Shea	Wilkie
Coffey	Graubard	McElligott	Shepardson	Wilsnack
Colné	Gray	McGrath	Shortt	Wood
Conklin	Green	McInerney	Smith A E	Wright
Connell	Greenwood	McKeon	Smith M	Yale
Cosad	Hackett	Merritt	Stivers	Young F L
Crocker	Haines	Metzendorf	Sullivan	Zorn
Cross	Harwood			

Those who voted in the negative were:

Chanler	Evans	Foley
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2175, Int. No. 686) entitled "An act to amend section twenty-seven hundred and twenty-eight of the Code of Civil Procedure, relative to the judicial settlement of accounts of executors and administrators," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2169, Int. No. 685) entitled "An act to amend section nineteen hundred and forty-seven of the Code of Civil Procedure, relative to the continuance of partnership business during action for accounting, et cetera, and to the ascertainment of the value of the partnership property and of the interest of respective partners and as to accountings between partners," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2172, Int. No. 683) entitled "An act to amend section ten hundred and fifteen of the Code of Civil Procedure, relative to compulsory references upon questions incidentally arising and references to take accounts," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2171, Int. No. 682) entitled "An act to amend section twenty-seven hundred and twenty-five of the Code of Civil Procedure, relative to intermediate accountings of executors and administrators," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2170, Int. No. 680) entitled "An act to amend section twenty-eight hundred and forty-four of the Code of Civil Procedure, relative to the annual examination of guardian's accounts," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 2472, Int. No. 294) entitled "An act to amend the Forest, Fish and Game Law, in relation to trespass," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H
Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate returned the Assembly bill (No. 2039, Senate reprint No. 1435, Int. No. 857), entitled "An act making appropriations for construction, additions and improvements at the State hospitals for the insane," with a message that they have concurred in the passage of the same, with the following amendments:

Page 5, strike out lines 15 to 26, inclusive, and insert in place thereof the following:

“ MANHATTAN STATE HOSPITAL.

“ For kitchen and serving rooms for new buildings and equipment of the same, twenty-five thousand dollars (\$25,000); for addition to laundry, including necessary equipment, twelve thousand dollars (\$12,000); for equipment of new cottages, ten thousand dollars (\$10,000); for steam mains and feeder cables to new cottages, eight thousand dollars (\$8,000); for additional furniture, five thousand dollars (\$5,000); for power truck, two thousand eight hundred dollars (\$2,800).”

Page 6, line 1, strike out the words “ dollars (\$2,400);” same page, line 25, change “ seventy ” to “ fifty ”; same line, change figures in parenthesis from “ (\$270,000)” to “ (\$250,000)”.

Mr. Merritt moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H
Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1777, Senate re-print No. 1433, Int. No. 781), entitled "An act making an appropriation for the construction of the Mohansic State hospital," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 13, strike out the word "three" and insert the word "one"; same line, strike out "(\$300,000)" and insert "(\$100,000)".

Mr. Merritt moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H
Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 2244, Senate reprint No. 1434, Int. No. 1465), entitled "An act to amend the Agricultural Law, relative to salary of Commissioner," with a message that they have concurred in the passage of the same, with the following amendment:

Page 2, line 5, strike out word "seven" and insert "six".

Mr. Merritt moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H
Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozar	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 11, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 2425, Int. No. 1200), entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Manley moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argersinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H

Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Mr. Manley moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, line 1, strike out all of the brackets and strike out the word "an".

Page 2, line 2, strike out the bracket and strike out all of the italicized matter and insert in italics in place thereof the following: "unless the voters of Oneida county shall determine to increase such salary to five hundred dollars annually as hereinafter provided, and".

Page 3, line 3, after the word "increased" insert in italics the words "and the times of payment established".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, *May 11, 1910.*

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 1455, Senate reprint No. 1215, Int. No. 385), entitled "An act to amend the Code of Civil Procedure, in relation to the expenses of the judges of the Court of Claims."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Merritt moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NQES 00

Those who voted in the affirmative were:

Abbey	Delano	Hackett	Merritt	Sullivan
Allen A F	De Long	Haines	Metzendorf	Sweet
Allen H E	Doherty	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Reldiris	White E H
Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn
Cross				

Mr. Merritt moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 5, before the bracket insert in italics "and all actual and necessary traveling and other expenses and disbursements incurred or made by them in the discharge of their official duties elsewhere than in Albany payable monthly by the State Treasurer on the audit and warrant of the Comptroller".

Page 1, line 6, strike out the bracket and the remainder of the line and line 7 down to the word "all".

Page 2, line 1, insert a bracket after the period.

Mr. Speaker put the question whether the House would agree to said motion and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

The Senate returned the bill (No. 1489, Int. No. 1031), entitled "An act to amend the Public Health Law, in relation to vital statistics," with a message that they have concurred in the passage of the same without amendment.

Said bill having been announced, Mr. Garfein moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herrick	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Bovlan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H
Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Mr. Garfein moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 2, strike out all beginning with words "It shall" on line 11 down to and including the bracket following the word "death" on line 26 and insert the following: "It shall be the duty of the physician last in attendance upon any person who may die to fill out a certificate of the death and probable cause, and duly certify

to same and deliver the certificate to the local registrar of vital statistics within twenty-four hours after the death occurs. In case an inquest is required by law, the coroner or the coroner's physician shall fill out the said certificate, and if no inquest is required and no physician [has been] was in attendance at the time of death or immediately prior thereto, the health officer of the municipality or his medical assistant shall fill out and file the said certificate. [the certificate shall be filled out, setting forth the circumstances and probable cause of death, by some reputable person known to the officer issuing the burial or transit permit, and the said person shall also make affidavit to the facts set forth in the certificate of death.] In cities of the first class it shall be the duty of the physician in attendance immediately prior to the death of any person to view the body, and to fill out a certificate of the death and probable cause, and duly certify to same and deliver the certificate to the local registrar of vital statistics within twenty-four hours after such viewing of the body."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

The Senate returned the bill (No. 1023, Senate reprint No. 1371, Int. No. 1), entitled "An act making appropriations for the support of government," with a message that they have agreed to the request for a committee of conference thereon, and that the President has appointed Messrs. Hill, Cordts and Ramsperger as such committee on the part of the Senate.

Mr. Speaker appointed Messrs. Merritt, Whitney, Wood, Lansing and Frisbie as such committee on the part of the Assembly.

Ordered, That the Clerk return said bill to the Senate, with a message that Mr. Speaker has appointed Messrs. Merritt, Whitney, Wood, Lansing and Frisbie as such committee on the part of the Assembly.

The Senate returned the bill (No. 1926, Int. No. 630), entitled "An act to amend the Public Health Law, in relation to prohibiting putrid deposits and sewage in certain waters in the counties of Hamilton and Herkimer," with a message that they have concurred in the passage of the same without amendment.

Mr. Vosburgh moved to reconsider the vote by which said bill was passed, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Ebbets offered for the consideration of the House a resolution, in the words following:

Resolved, That the brass band of the St. John's Roman Catholic Orphan Asylum of the borough of Brooklyn, city of New York, be invited to be present and play upon the day of final adjournment of the Assembly, and that the expense of the said band for transportation and meals, not to exceed the sum of \$300, be paid from the appropriation for the contingent expenses of the Legislature.

Mr. Speaker put the question whether the House would agree to the said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Haines	Metzendorf	Sweet
Allen A F	De Long	Harwood	Miller J L	Thompson
Allen H E	Donnelly	Hearn	Murray	Thorn
Argetsinger	Donovan	Herrick	Neupert	Toombs
Barden	Ebbets	Higgins	Nolan	Trombly
Bates	Evans	Hinman	Odell	Van Olinda
Baumes	Farrell	Hoey	Oliver	Vicinus
Bennett	Fay	Holden	O'Neill J J	Vosburgh
Boshart	Feeley	Howard	O'Neil M A	Walker
Boylan	Filley	Jackson	Parker	Walters
Brainerd	Foley	Joseph	Patrie	Ward
Brennan	Fowler	Kopp	Perkins	Waters
Brown C F	Friend	Lachman	Phillips C W	Weiland
Brown G W	Frisbie	Lansing	Phillips J S	Weinstein
Burgoyne	Garfein	Lowman	Pitkin	Wende
Callan	Gerhardt	Lupton	Raldiris	White E H
Caughlan	Gerken	Macdonald	Reed	White L H
Chanler	Glore	MacGregor	Rozan	Whitley
Cheney	Goldberg	Manley	Sanner	Whitney
Clarke R H	Goodspeed	Marlatt	Shea	Wilkie
Coffey	Goodwin	McCue	Shepardson	Wilsnack
Colné	Graubard	McElligott	Shortt	Wood
Conklin	Gray	McGrath	Smith A E	Wright
Connell	Green	McInerney	Smith M	Yale
Cosad	Greenwood	McKeon	Stivers	Young F L
Crocker	Hackett	Merritt	Sullivan	Zorn
Cross				

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 12, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 746, Rec. No. 115), entitled "An act to amend the Election Law, generally," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 12, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 419, Rec. No. 156), entitled "An act making an appropriation for demonstration work in relation to milk production," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 12, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 1064, Rec. No. 183), entitled "An act to amend the Agricultural Law, in relation to the State Fair Commission," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 12, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 39, Rec. No. 27), entitled "An act to provide for the erection of a suitable iron fence around the monument erected by the Society of Colonial Wars on the Lake George Battle Ground park, owned by the State of New York; for the construction of a suitable footpath from the Lake George beach to the said monument; for the cleaning up of the paths and roads around the said park, and erection of boundary fences wherever necessary," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON.

Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution returning to the Governor Assembly bill (No. 291, Int. No. 283), entitled "An act to amend the County Law, in relation to the compensation of supervisors in Broome county, and repealing chapter one hundred and eighty-six of the Laws of eighteen hundred and sixty-nine," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Harry E. Colwell, mayor of the city of New Rochelle, returning Assembly bill (No. 1530, Senate reprint No. 1210, Int. No. 1212), entitled "An act to amend the charter of the city of New Rochelle, in relation to the raising of money by tax for the care of the trees on the

highways and in the public parks of the city, and providing for borrowing money for the care of such trees in the year nineteen hundred and ten," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Harry E. Colwell, mayor of the city of New Rochelle, returning Assembly bill (No. 1378, Senate reprint No. 1182, Int. No. 1113), entitled "An act to authorize the city of New Rochelle to borrow money, by the issue of bonds, for the uses and purposes of the fire department of said city and authorizing the use of an unexpended balance of a previous bond issue," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Hoey, and by unanimous consent, the fact the he was unavoidably absent from yesterday's session and would, if present, have voted "no" on the final passage of Assembly bill (No. 628, Int. No. 584), was ordered entered upon the journal.

On motion of Mr. Merritt, the House adjourned.

FRIDAY, MAY 13, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Evans gives notice that he requests that Assembly bill (No. 319, Int. No. 303), entitled "An act to provide for the completion of a dyke or dykes for the protection of property adjacent to the Delaware river in the town of Highland, in the county of Sullivan, and making an appropriation therefor," a copy of which

is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2370, Int. No. 391), entitled "An act to regulate the introduction of medical expert testimony," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Glore gives notice that he requests that Assembly bill (No. 1083, Int. No. 914), entitled "An act to permit the fire commissioner of the city of New York to determine the amount of pension to be allowed to James H. Ballentine from the firemen's pension fund," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Lee gives notice that he requests that Assembly bill (No. 1580, Int. No. 1241), entitled "An act to amend the Labor Law, in relation to mercantile inspection," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2541, Int. No. 1391), entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. C. W. Phillips gives notice that he requests that Assembly bill (No. 1910, Int. No. 1425), entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester,'" a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Weimert gives notice that he requests that Assembly bill (No. 235, Int. No. 230), entitled "An act providing for the erection of a boathouse, shelters, wharves and retaining walls at the city of Buffalo for the Third Separate Division of the Naval Militia, upon the lands of the State in the city of Buffalo and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Brainerd gives notice that he requests that Assembly bill (No. 2555, Int. No. 1713), entitled "An act to legalize bonds of the village of Pike, Wyoming county, to the amount of fifteen thousand dollars for the purpose of establishing a gravity water system and procuring the necessary water for fire protection and sanitary purposes in and for said village, and to provide for the payment of the principal and interest of said bonds," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Chanler gives notice that he requests that Assembly bill (No. 2532, Int. No. 1247), entitled "An act to amend chapter thirty-five of the Laws of nineteen hundred and two, entitled 'An act creating a city court in and for the city of Poughkeepsie, New York,' in relation to the salaries of city judge and clerk of the city court," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. R. H. Clarke gives notice that he requests that Assembly bill (No. 2453, Int. No. 1669), entitled "An act to authorize the Comptroller to hear and determine the application of Washington cemetery for the redemption of certain lands in the towns formerly known as Gravesend and New Utrecht in the county of Kings from the sale thereof by the Comptroller for unpaid assessments," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 405, Int. No. 390), entitled "An act to establish a public school teachers' retirement fund in Ulster county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Eveleth gives notice that he requests that Assembly bill (No. 2299, Int. No. 1620), entitled "An act to provide for the removal of the upper lock of the old Western Inland Lock Navigation Company at Little Falls, and for the preservation of the same and for other purposes, and to repeal chapter four hundred and forty-eight of the Laws of eighteen hundred and eighty-three," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Feeley gives notice that he requests that Assembly bill (No. 2136, Int. No. 1539), entitled "An act authorizing the city of Lockport to raise money for the purpose of improving the streets and highways in said city, and to issue its bonds therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2479, Int. No. 1680), entitled "An act to authorize the State Comptroller to release to Ludwig Olsen all of the right, title and interest of the State in certain lands in the town of Kingston, in the county of Ulster, heretofore acquired by the State at the annual tax sale in said county in the year eighteen hundred and ninety-five," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Goodspeed gives notice that he requests that Assembly bill (No. 2490, Int. No. 1688), entitled "An act to amend the Greater New York charter, in relation to restricting the use of Ocean boulevard in the borough of Brooklyn in the city of New York,"

a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Garfein gives notice that he requests that Assembly bill (No. 2111, Int. No. 1275), entitled "An act to amend the Code of Civil Procedure, in relation to an action to annul a marriage where one of the parties is under the age of consent, and to repeal section seventeen hundred and forty-two, relating thereto," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Joseph gives notice that he requests that Assembly bill (No. 2554, Int. No. 1712), entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to actions on certain contracts," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 2546, Int. No. 1500), entitled "An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for the insane," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that Assembly bill (No. 894, Int. No. 782), entitled "An act to amend chapter twenty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to the protection of the forests, fish and game of the State, constituting chapter nineteen of the Consolidated Laws,' " a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Patric gives notice that he requests that Assembly bill (No. 2283, Int. No. 1610), entitled "An act to amend the Code of Civil Procedure, relative to the service of summons," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. C. W. Phillips gives notice that he requests that Assembly bill (No. 2350, Int. No. 1633), entitled "An act to amend the Judiciary Law, in relation to court attendants in Monroe county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Parker gives notice that he requests that Assembly bill (No. 2522, Int. No. 1704), entitled "An act to amend chapter one hundred and sixteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Washington county a salaried office, and regulating the management of said office,' and the acts amendatory thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. C. W. Phillips gives notice that he requests that Assembly bill (No. 2540, Int. No. 1710), entitled "An act to amend the Election Law, in relation to registration of voters for village elections," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Perkins gives notice that he requests that Assembly bill (No. 2523, Int. No. 1705), entitled "An act to amend chapter seven hundred and fifty-one of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of Binghamton,' relative to the duties and powers of police captains," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Reed gives notice that he requests that Assembly bill (No. 2525, Int. No. 1707), entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the board constituting the trustees of the police relief pension fund of said city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Shea gives notice that he requests that Assembly bill (No. 2445, Int. No. 1659), entitled "An act to authorize the town of North Elba, in the county of Essex, to sell and issue its bonds, for the purpose of raising a sum, not to exceed six thousand dollars, to pay the expense of completing the construction of the sewer system in the Ruisscaumont sewer district in said town, and to provide for the payment of the interest and principal of said bonds as the same shall become due," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Sweet gives notice that he requests that Assembly bill (No. 2556, Int. No. 1714), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to notice of bond sales," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Vosburgh gives notice that he requests that Assembly bill (No. 2463, Int. No. 1673), entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' in relation to the compensation of the chief of police and policeman," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Vosburgh gives notice that he requests that Assembly bill

(No. 2496, Int. No. 1695), entitled "An act to authorize the board of supervisors of the county of Fulton to purchase the Fulton county fair grounds," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2557, Int. No. 1715), entitled "An act to legalize the acts of the persons who acted as directors of the Saratoga Victory Manufacturing Company, formerly a domestic corporation having its principal place of business at Victory Mills, New York, and the conveyances executed by and taken in the name of said company, between the years eighteen hundred and sixty-six and the time this act takes effect," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2510, Int. No. 1630), entitled "An act to amend the Highway Law, generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Walters gives notice that he requests that Assembly bill (No. 2494, Int. No. 1693), entitled "An act to amend the Code of Criminal Procedure, in relation to justification of bail," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Walker gives notice that he requests that Assembly bill (No. 2477, Int. No. 1682), entitled "An act to amend the Greater New York charter, in relation to contracts for the purchase of coal," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Walker gives notice that he requests that Assembly bill

(No. 2478, Int. No. 1681), entitled "An act to amend the Greater New York charter, in relation to contracts for the purchase of coal," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Wilsnack gives notice that he requests that Assembly bill (No. 1618, Int. No. 1265), entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter seven hundred and fifty-two of the Laws of nineteen hundred and chapter six hundred and ninety-one of the Laws of nineteen hundred and five," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Wilsnack gives notice that he requests that Assembly bill (No. 1617, Int. No. 1264), entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. H. E. Allen gives notice that he requests that Assembly bill (No. 2050, Int. No. 1488), entitled "An act for the purpose of restoring as near as may be the route of travel and the conditions existing prior to eighteen hundred and nineteen, and the construction of a new bridge over the Erie canal with the necessary approaches thereto, on route number twenty-eight of the State highways, in the village of Yorkville, and for the abolishing of the present bridge crossing at a dangerous right angle, and making appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Burgoyne gives notice that he requests that Assembly bill (No. 2409, Int. No. 1648), entitled "An act to amend the Code of Criminal Procedure, in relation to bail of children accused of

minor offenses," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Coffey gives notice that he requests that Assembly bill (No. 1921, Int. No. 1436), entitled "An act to provide a new charter for the city of Mount Vernon," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Feeley gives notice that he requests that Assembly bill (No. 478, Int. No. 453), entitled "An act to amend the Tax Law, in relation to the exemption from taxation of all property of a municipal corporation used and maintained for a municipal water supply," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Greater New York charter, in relation to contracts and local improvements" (No. 1114, Rec. No. 322), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Insurance Law, in relation to fire insurance policies written by two or more companies" (No. 1485, Rec. No. 323), which was read the first time and referred to the committee on insurance.

"An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for 'the insane'" (No. 1430, Rec. No. 337), which was read the first time.

On motion of Mr. Merritt, and by unanimous consent, said bill was made a special order on second and third reading for Tuesday next immediately after the reading of the journal.

By unanimous consent the following bills were introduced:

Mr. Boshart introduced a bill entitled "An act to amend the Agricultural Law, in relation to the shipping of calves under four weeks of age" (Int. No. 1726), which was read the first time and referred to the committee on agriculture.

Mr. Goodwin introduced a bill entitled "An act making an appropriation to reimburse the town of Rye, in the county of Westchester, for moneys paid to the State for a grant made by the Commissioners of the Land Office to said town of certain lands under water" (Int. No. 1727), which was read the first time and referred to the committee on ways and means.

Mr. Green introduced a bill entitled "An act to amend the Greater New York charter, in relation to payment of monthly salaries" (Int. No. 1728), which was read the first time and referred to the committee on affairs of cities.

Mr. J. S. Phillips introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the number of game protectors" (Int. No. 1729), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Forest, Fish and Game Law, relative to the jurisdiction of the Public Service Commission of persons and companies operating railroads in the forest preserve counties" (Int. No. 1730), which was read the first time and referred to the committee on railroads.

Mr. Whitney introduced a bill entitled "An act to amend chapter two hundred and twenty of the Laws of eighteen hundred and sixty-six, entitled 'An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof,' in relation to the acquisition of parks in said village" (Int. No. 1731), which was read the first time and referred to the committee on affairs of villages.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Evans (No. 319, Int. No. 303), entitled "An act to provide for the completion of a dyke or dykes for the protection of property adjacent to the Delaware river in the town of Highland, in the county of Sullivan, and making an appropriation therefor."

Also, Assembly bill introduced by Mr. Fowler (No. 2370, Int. No. 391), entitled "An act to regulate the introduction of medical expert testimony."

Also, Assembly bill introduced by Mr. Glore (No. 1083, Int. No. 914), entitled "An act to permit the fire commissioner of the

city of New York to determine the amount of pension to be allowed to James H. Ballentine from the firemen's pension fund."

Also, Assembly bill introduced by Mr. Lee (No. 1580, Int. No. 1241), entitled "An act to amend the Labor Law, in relation to mercantile inspector."

Also, Assembly bill introduced by Mr. Merritt (No. 2541, Int. No. 1391), entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies."

Also, Assembly bill introduced by Mr. C. W. Phillips (No. 1910, Int. No. 1425), entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester.'"

Also, Assembly bill introduced by Mr. Weimert (No. 235, Int. No. 230), entitled "An act providing for the erection of a boat-house, shelters, wharves and retaining walls at the city of Buffalo for the Third Separate Division of the Naval Militia, upon lands of the State in the city of Buffalo, and making an appropriation therefor," reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately, which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill, introduced by Mr. Brainerd (No. 2555, Int. No. 1713), entitled "An act to legalize bonds of the village of Pike, Wyoming county, to the amount of fifteen thousand dollars for the purpose of establishing a gravity water system and procuring the necessary water for fire protection and sanitary purposes in and for said village, and to provide for the payment of the principal and interest of said bonds."

Also, Assembly bill introduced by Mr. Chanler (No. 2532, Int. No. 1247), entitled "An act to amend chapter thirty-five of the Laws of nineteen hundred and two, entitled 'An act creating a city court in and for the city of Poughkeepsie, New York,' in relation to the salaries of city judge and clerk of the city court."

Also, Assembly bill introduced by Mr. R. H. Clarke (No. 2453, Int. No. 1669), entitled "An act to authorize the Comptroller to hear and determine the application of Washington

cemetery for the redemption of certain lands in the towns formerly known as Gravesend and New Utrecht in the county of Kings from the sale thereof by the Comptroller for unpaid assessments."

Also, Assembly bill introduced by Mr. Fowler (No. 405, Int. No. 390), entitled "An act to establish a public school teachers' retirement fund in Ulster county."

Also, Assembly bill introduced by Mr. Eveleth (No. 2299, Int. No. 1620), entitled "An act to provide for the removal of the upper lock of the old Western Inland Lock Navigation Company at Little Falls, and for the preservation of the same and for other purposes, and to repeal chapter four hundred and forty-eight of the Laws of eighteen hundred and eighty-three."

Also, Assembly bill introduced by Mr. Feeley (No. 2136, Int. No. 1539), entitled "An act authorizing the city of Lockport to raise money for the purpose of improving the streets and highways in said city, and to issue its bonds therefor."

Also, Assembly bill introduced by Mr. Fowler (No. 2479, Int. No. 1680), entitled "An act to authorize the State Comptroller to release to Ludwig Olsen all of the right, title and interest of the State in certain lands in the town of Kingston, in the county of Ulster, heretofore acquired by the State at the annual tax sale in said county in the year eighteen hundred and ninety-five."

Also, Assembly bill introduced by Mr. Goodspeed (No. 2490, Int. No. 1688), entitled "An act to amend the Greater New York charter, in relation to restricting the use of Ocean boulevard in the borough of Brooklyn in the city of New York."

Also, Assembly bill introduced by Mr. Garfein (No. 2111, Int. No. 1275), entitled "An act to amend the Code of Civil Procedure, in relation to an action to annul a marriage where one of the parties is under the age of consent, and to repeal section seventeen hundred and forty-two, relating thereto."

Also, Assembly bill introduced by Mr. Joseph (No. 2554, Int. No. 1712), entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to actions on certain contracts."

Also, Assembly bill introduced by Mr. Merritt (No. 2546, Int.

No. 1500), entitled "An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for the insane."

Also, Assembly bill introduced by Mr. Merritt (No. 894, Int. No. 782), entitled "An act to amend chapter twenty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to the protection of the forests, fish and game of the State, constituting chapter nineteen of the Consolidated Laws.'"

Also, Assembly bill introduced by Mr. Patrie (No. 2283, Int. No. 1610), entitled "An act to amend the Code of Civil Procedure, relative to the service of summons."

Also, Assembly bill introduced by Mr. C. W. Phillips (No. 2350, Int. No. 1633), entitled "An act to amend the Judiciary Law, in relation to court attendants in Monroe county."

Also, Assembly bill introduced by Mr. Parker (No. 2522, Int. No. 1704), entitled "An act to amend chapter one hundred and sixteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Washington county a salaried office, and regulating the management of said office,' and the acts amendatory thereof."

Also, Assembly bill introduced by Mr. C. W. Phillips (No. 2540, Int. No. 1710), entitled "An act to amend the Election Law, in relation to registration of voters for village elections."

Also, Assembly bill introduced by Mr. Perkins (No. 2523, Int. No. 1705), entitled "An act to amend chapter seven hundred and fifty-one of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of Binghamton,' relative to the duties and powers of police captains."

Also, Assembly bill introduced by Mr. Reed (No. 2525, Int. No. 1707), entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the board constituting the trustees of the police relief and pension fund of said city."

Also, Assembly bill introduced by Mr. Shea (No. 2445, Int. No. 1659), entitled "An act to authorize the town of North Elba, in the county of Essex, to sell and issue its bonds, for the purpose of raising a sum, not to exceed six thousand dollars, to

pay the expense of completing the construction of the sewer system in the Ruisseaumont sewer district in said town, and to provide for the payment of the interest and principal of said bonds as the same shall become due."

Also, Assembly bill introduced by Mr. Sweet (No. 2556, Int. No. 1714), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to notice of bond sales."

Also, Assembly bill introduced by Mr. Vosburgh (No. 2463, Int. No. 1673), entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' in relation to the compensation of the chief of police and policeman."

Also, Assembly bill introduced by Mr. Vosburgh (No. 2496, Int. No. 1695), entitled "An act to authorize the board of supervisors of the county of Fulton to purchase the Fulton county fair grounds."

Also, Assembly bill introduced by Mr. Whitney (No. 2557, Int. No. 1715), entitled "An act to legalize the acts of the persons who acted as directors of the Saratoga Victory Manufacturing Company, formerly a domestic corporation having its principal place of business at Victory Mills, New York, and the conveyances executed by and taken in the name of said company, between the years eighteen hundred and sixty-six and the time this act takes effect."

Also, Assembly bill introduced by Mr. Whitney (No. 2510, Int. No. 1630), entitled "An act to amend the Highway Law, generally."

Also, Assembly bill introduced by Mr. Walters (No. 2494, Int. No. 1693), entitled "An act to amend the Code of Criminal Procedure, in relation to justification of bail."

Also, Assembly bill introduced by Mr. Walker (No. 2477, Int. No. 1682), entitled "An act to amend the Greater New York charter, in relation to contracts for the purchase of coal."

Also, Assembly bill introduced by Mr. Walker (No. 2477, Int. No. 1681), entitled "An act to amend the Greater New York charter, in relation to contracts for the purchase of coal."

Also, Assembly bill introduced by Mr. Wilsnack (No. 1618, Int. No. 1265), entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter seven hundred and fifty-two of the Laws of nineteen hundred and chapter six hundred and ninety-one of the Laws of nineteen hundred and five."

Also, Assembly bill introduced by Mr. Wilsnack (No. 1617, Int. No. 1264), entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. H. E. Allen (No. 2050, Int. No. 1488), entitled "An act for the purpose of restoring as near as may be the route of travel and the conditions existing prior to eighteen hundred and nineteen, and the construction of a new bridge over the Erie canal with the necessary approaches thereto, on route number twenty-eight of the State highways, in the village of Yorkville, and for the abolishing of the present bridge crossing at a dangerous right angle, and making an appropriation therefor," reported the same with the following amendments:

Page 2, line 10, after "this act" insert the following: "relating to the erecting and construction of the necessary abutments and approaches". Line 10, strike out "one hundred and ten thousand dollars" and insert in place thereof "fifty thousand dollars". Line 11, strike out "(\$110,000)" and insert in place thereof "(\$50,000)".

Page 2, line 16, strike out "bridge" and insert in place thereof "abutments".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Burgoyne (No. 2409, Int. No. 1648), entitled "An act to amend the Code of Criminal Procedure, in relation to bail of children accused of minor offenses," reported in favor of the passage of the same, with the following amendments:

Page 1, line 7, inclose word "may" in brackets, and insert after "city" "shall" in italics.

Page 2, line 11, inclose word "may" in brackets, and insert after "recognize" word "shall" in italics.

and that the same be reprinted, as amended, and when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported, which report was agreed to, and said bill ordered reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Coffey (No. 1921, Int. No. 1436), entitled "An act to provide a new charter for the city of Mount Vernon," reported the same with the following amendments:

On page 47, line 2, strike out the words "the mayor".

On page 47, line 2, strike out the ";" and insert a "."

On page 47, line 3, strike out the words "shall be the presiding officer thereof".

On page 47, line 7, strike out the words "the mayor shall have only a casting vote".

On page 47, line 8, strike out the words "when the votes of the trustees are tied".

On page 47, line 22, strike out the words "the mayor and".

On page 47, line 5, after the word "election" insert the following: "At the first meeting of the board after January first, nineteen hundred and eleven, and annually thereafter at the first meeting after the second Monday in August, one of the trustees shall be elected president, by ballot".

On page 63, strike out lines 6 to 26, inclusive.

On page 64, strike out lines 1 to 18, inclusive.

On page 64, line 19, change " § 129 " to " § 127 ".

On page 65, line 9, change " § 130 " to " § 128 ".

On page 65, strike out line 24.

On page 66, strike out lines 1 to 13, inclusive.

On page 66, line 14, change " § 132 " to " § 129 ".

On page 66, line 20, strike out the words " In the case of nominat-".

On page 66, strike out lines 21 and 22.

On page 66, line 23, change " § 133 " to " § 130 ".

On page 67, line 4, change " § 134 " to " § 131 ".

On page 67, line 8, change " § 135 " to " § 132 ".

On page 70, line 13, change " § 136 " to " § 133 ".

On page 71, line 1, change " § 137 " to " § 134 ".

On page 71, strike out lines 13 to 25, inclusive.

On page 71, line 13, insert the following:

" § 135. So far as may be necessary, to elect officers or to do any other act preparatory to the commencement of the operation of the government of the city under this act, it shall take effect immediately. In all other respects, this act shall take effect January first, nineteen hundred and eleven."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Feeley (No. 478, Int. No. 453), entitled "An act to amend the Tax Law, in relation to the exemption from taxation of all property of a municipal corporation used and maintained for a municipal water supply," reported in favor of the passage of the same, with the following amendments:

Page 1, line 9, strike out " and not used ". Line 10, strike out " and maintained for the municipal water supply " and insert in place thereof " but real property not within the corporation used and maintained for the purpose of a municipal water supply by a city of the third class shall be assessed at its value exclusive of improvements thereon and at a rate not higher than the rate at which unimproved real property in the immediate vicinity is assessed."

and that the same be reprinted, as amended, and when it shall have been on the desks of the members three calendar legislative

days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported, which report was agreed to, and said bill ordered reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers." (No. 2569, Int. No. 899.)

"An act to amend the Judiciary Law, in relation to the collection and publication of judicial statistics, and repealing certain sections of the Code of Criminal Procedure, in reference thereto." (No. 2398, Int. No. 1056.)

"An act to amend the Penal Law, in relation to compulsory prostitution of women." (No. 2581, Int. No. 79.)

"An act to amend the Education Law, in relation to the establishment of a State school of sanitary science and public health at Cornell University, and making an appropriation therefor." (No. 2580, Int. No. 958.)

"An act to amend chapter sixty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to villages, constituting chapter sixty-four of the Consolidated Laws,' relative to the time of holding elections." (No. 2579, Int. No. 419.)

"An act to amend the Code of Civil Procedure, in relation to the stenographer and the court officer in the surrogate's court in the county of Erie." (No. 2582, Int. No. 657.)

"An act to amend the General Construction Law, in relation to prescribing the method of computing time." (No. 2576, Int. No. 703.)

"An act to amend the Code of Civil Procedure, relating to the examination by the surrogate of the county wherein the witnesses reside of the subscribing witnesses to a will offered for probate in another county." (No. 2574, Int. No. 604.)

"An act to legalize and confirm the taxes levied for the repair

of highways upon the assessment-rolls of the several towns for the year nineteen hundred and nine." (No. 2197, Int. No. 1564.)

Mr. Speaker announced the special order, being the bill (No. 2555, Int. No. 1713) entitled "An act to legalize the bonds of the village of Pike, Wyoming county, to the amount of fifteen thousand dollars for the purpose of establishing a gravity water system and procuring the necessary water for fire protection and sanitary purposes in and for said village, and to provide for the payment of principal and interest of said bonds."

On motion of Mr. Brainerd, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Caughlan	Fowler	Lupton	Phillips J S	White E H
Chanler	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2532, Int. No. 1247) entitled "An act to amend chapter thirty-five of the Laws of nineteen hundred and two, entitled 'An act creating a city court in and for the city of Poughkeepsie, New York,' in relation to the salaries of city judge and clerk of the city court."

On motion of Mr. Chanler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Caughlan	Fowler	Lupton	Phillips J S	White E H
Chanler	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2453, Int. No. 1669) entitled "An act to authorize the Comptroller to hear and determine the application of Washington

cemetery for the redemption of certain lands in the towns formerly known as Gravesend and New Utrecht in the county of Kings from the sale thereof by the Comptroller for unpaid assessments."

On motion of Mr. R. H. Clarke, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
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Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
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Brown G W	Filley	Lansing	Patrie	Weiland
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Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 405, Int. No. 390), entitled "An act to establish a public school teachers' retirement fund in Ulster county."

Said bill having been announced for a second reading, on motion of Mr. Wilsnack, and by unanimous consent, said bill was

ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2299, Int. No. 1620) entitled "An act to provide for the removal of the upper lock of the old Western Inland Lock Navigation Company at Little Falls, and for the preservation of the same and for other purposes, and to repeal chapter four hundred and forty-eight of the Laws of eighteen hundred and eighty-three."

On motion of Mr. Eveleth, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
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Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No.

2136, Int. No. 1539) entitled "An act authorizing the city of Lockport to raise money for the purpose of improving the streets and highways in said city, and to issue its bonds therefor."

On motion of Mr. Feeley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 106

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Miller J L	Sullivan
Allen A F	Doherty	Herrick	Murray	Sweet
Allen H E	Donnelly	Hinman	Neupert	Thompson
Argetsinger	Donovan	Hoey	Nolan	Trombly
Barden	Ebbets	Holden	Odell	Van Olinda
Baumes	Eveleth	Howard	Oliver	Vicinus
Boshart	Farrell	Joseph	O'Neill J J	Vosburgh
Boylan	Fay	Keller	O'Neil M A	Walters
Brainerd	Feeley	Lachman	Parker	Waters
Brown C F	Filley	Lansing	Patrie	Weber
Brown G W	Foley	Lowman	Phillips C W	Weiland
Burgoyne	Fowler	Lupton	Phillips J S	Weinstein
Callan	Friend	Macdonald	Pitkin	White E H
Caughlan	Garfein	MacGregor	Reed	White L H
Cheney	Gerhardt	Manley	Rozan	Whitley
Clarke R H	Goodspeed	Marlatt	Sanner	Whitney
Coffey	Goodwin	McElligott	Shea	Wilsnack
Connell	Gray	McInerney	Shepardson	Wood
Cosad	Greenwood	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Cross	Harwood	Metzendorf	Stivers	Young F L
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2479, Int. No. 1680) entitled "An act to authorize the State Comptroller to release to Ludwig Olsen all of the right, title and interest of the State in certain lands in the town of Kingston, in the county of Ulster, heretofore acquired by the State at the

annual tax sale in said county in the year eighteen hundred and ninety-five."

On motion of Mr. Fowler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2490, Int. No. 1688) entitled "An act to amend the Greater New York charter, in relation to restricting the use of Ocean boulevard in the borough of Brooklyn in the city of New York."

Said bill having been announced for a second reading, on motion of Mr. Hoey, and by unanimous consent, said bill was

ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2111, Int. No. 1275) entitled "An act to amend the Code of Civil Procedure, in relation to an action to annul a marriage where one of the parties is under the age of consent, and to repeal section seventeen hundred and forty-two, relating thereto."

Said bill having been announced for a second reading, on motion of Mr. Foley, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2554, Int. No. 1712) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to actions on certain contracts."

On motion of Mr. Joseph, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H

Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2546, Int. No. 1500), entitled "An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for the insane."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 894, Int. No. 782), entitled "An act to amend chapter twenty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to the protection of the forests, fish and game of the State, constituting chapter nineteen of the Consolidated Laws.'"

Said bill having been announced, Mr. Merritt moved to amend as follows:

On page 2, line 15, after "chief" insert "game".

Page 3, line 14, strike out "inforce" and insert "enforce".

Line 21, after "therewith" insert a comma.

Page 4, line 3, strike out "twenty-first" and insert "first".

Page 6, line 3, after "sessed" insert a comma.

Line 13, after "shall" strike out "any".

Page 7, line 7, strike out "accompanied" and insert "accepted".

Page 8, line 23, after the period insert "Such bond shall be for a specified time, and shall continue in force for that time unless disapproved by the commissioner for breach of its conditions or failure of sureties."

Page 11, after line 13, insert "Section 2. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on

motion of Mr. Merritt, was ordered reprinted, engrossed and placed on the special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2283, Int. No. 1610), entitled "An act to amend the Code of Civil Procedure, relative to the service of summons."

On motion of Mr. Patrie, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2350, Int. No. 1633) entitled "An act to amend the Judiciary Law, in relation to court attendants in Monroe county."

Said bill having been announced for a second reading, on motion of Mr. Hinman, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2522, Int. No. 1704) entitled "An act to amend chapter one hundred and sixteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Washington county a salaried office, and regulating the management of said office,' and the acts amendatory thereof."

On motion of Mr. Parker, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young T L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2540, Int. No. 1710) entitled "An act to amend the Election Law, in relation to registration of voters for village elections."

On motion of Mr. C. W. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Goodspeed	Manley	Rozan	Whitney
Coffey	Goodwin	Marlatt	Sanner	Wilsnack
Connell	Graubard	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2523, Int. No. 1705) entitled "An act to amend chapter seven hundred and fifty-one of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of Binghamton,' relative to the duties and powers of police captains."

On motion of Mr. Perkins, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2525, Int. No. 1707) entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the board constituting the trustees of the public relief and pension fund of said city."

Said bill having been announced for a second reading, on motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2445, Int. No. 1659) entitled "An act to authorize the town of

North Elba, in the county of Essex, to sell and issue its bonds, for the purpose of raising a sum, not to exceed six thousand dollars, to pay the expense of completing the construction of the sewer system in the Ruisseaumont sewer district in said town, and to provide for the payment of the interest and principal of said bonds as the same shall become due."

On motion of Mr. Shea, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2556, Int. No. 1714) entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-

five, entitled 'An act to revise the charter of the city of Oswego,' in relation to notice of bond sales."

On motion of Mr. Sweet, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2463, Int. No. 1673) entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' in relation to the compensation of the chief of police and policeman."

On motion of Mr. Vosburgh, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 106

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Stivers
Allen A F	Doherty	Hearn	Miller J L	Sullivan
Allen H E	Donnelly	Herrick	Murray	Sweet
Argetsinger	Donovan	Hinman	Neupert	Thompson
Barden	Ebbets	Hoey	Nolan	Trombly
Baumes	Eveleth	Holden	Odell	Van Olinda
Boshart	Farrell	Howard	Oliver	Vicinus
Boylan	Fay	Joseph	O'Neill J J	Vosburgh
Brainerd	Feeley	Keller	O'Neil M A	Walters
Brown C F	Filley	Lachman	Parker	Waters
Brown G W	Foley	Lensing	Patrie	Weiland
Burgoyne	Fowler	Lowman	Phillips C W	Weinstein
Callan	Friend	Lupton	Phillips J S	White E H
Caughlan	Garfein	Macdonald	Pitkin	White L H
Cheney	Gerhardt	MacGregor	Reed	Whitley
Clarke R H	Goodspeed	Manley	Rozan	Whitney
Coffey	Goodwin	Marlatt	Sanner	Wilsnack
Connell	Graubard	McElligott	Shea	Wood
Cosad	Green	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L
Deiano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2496, Int. No. 1695) entitled "An act to authorize the board of supervisors of the county of Fulton to purchase the Fulton county fair grounds."

On motion of Mr. Vosburgh, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pittkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2557, Int. No. 1715) entitled "An act to legalize the acts of the persons who acted as directors of the Saratoga Victory Manufacturing Company, formerly a domestic corporation having its principal place of business at Victory Mills, New York, and the conveyances executed by and taken in the name of said company, between the years eighteen hundred and sixty-six and the time this act takes effect."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2510, Int. No. 1630) entitled "An act to amend the Highway Law generally."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly

Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filly	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2494, Int. No. 1693) entitled "An act to amend the Code of Criminal Procedure, in relation to justification of bail."

Said bill having been announced, Mr. Wilsnack moved to amend as follows:

On page 1, line 3, after "572" insert "Same." Line 4, after "affidavit" insert a comma. Line 5, add "es" to "possess".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. Wilsnack, was ordered reprinted, engrossed and placed on the special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2477, Int. No. 1682) entitled "An act to amend the Greater New York charter, in relation to contracts for the purchase of coal."

On motion of Mr. Walker, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Powler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Higgins	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2478, Int. No. 1681) entitled "An act to amend the Greater New York charter, in relation to contracts for the purchase of coal."

On motion of Mr. Walker, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly

Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Laansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1618, Int. No. 1265) entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter seven hundred and fifty-two of the Laws of nineteen hundred and chapter six hundred and ninety-one of the Laws of nineteen hundred and five."

Said bill having been announced for a second reading, on motion of Mr. Wilsnack, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 1617, Int. No. 1264) entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation."

Said bill having been announced for a second reading, on motion of Mr. Wilsnack, and by unanimous consent, said bill was ordered placed on the special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2559, Int. No. 671) entitled "An act to amend the Code of Civil Procedure, relative to the issuance of writs of habeas corpus or certiorari in behalf of insane persons in State hospitals."

Said bill having been announced for a second reading, on motion of Mr. Wilsnack, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 319, Int. No. 303) entitled "An act to provide for the completion of a dyke or dykes for the protection of property adjacent to the Delaware river in the town of Highland, in the county of Sullivan, and making an appropriation therefor."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnaek
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2370, Int. No. 391) entitled "An act to regulate the introduction of medical expert testimony."

Said bill having been announced for a third reading, on motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on special order third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 1083, Int. No. 914) entitled "An act to permit the fire commissioner of the city of New York to determine the amount of pensions to be allowed to James H. Ballentine from the firemen's pension fund."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abber	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Dougherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainard	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connell	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1580, Int. No. 1241) entitled "An act to amend the Labor Law, in relation to mercantile inspector."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 105

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Harwood	Metzendorf	Stivers
Allen A F	De Long	Hearn	Miller J L	Sullivan
Allen H E	Doherty	Herrick	Murray	Sweet
Argetsinger	Donnelly	Hinman	Neupert	Thompson
Barden	Donovan	Hoey	Nolan	Trombly
Baumes	Ebbets	Holden	Odell	Van Olinda
Boshart	Eveleth	Howard	Oliver	Vicinus
Boylan	Farrell	Joseph	O'Neill J J	Vosburgh
Brainerd	Fay	Keller	O'Neil M A	Walters
Brown C F	Feeley	Lachman	Parker	Waters†
Brown G W	Filley	Lansing	Patrie	Weiland
Burgoyne	Foley	Lowman	Phillips C W	Weinstein
Callan	Fowler	Lupton	Phillips J S	White E H
Caughlan	Friend	Macdonald	Pitkin	White L H
Cheney	Garfein	MacGregor	Reed	Whitley
Clarke R H	Gerhardt	Manley	Rozan	Whitney
Coffey	Goodspeed	Marlatt	Sanner	Wilsnack
Connel	Goodwin	McElligott	Shea	Wood
Cosad	Gray	McInerney	Shepardson	Wright
Crocker	Greenwood	McKeon	Smith A E	Yale
Cross	Haines	Merritt	Smith M	Young F L

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2541, Int. No. 1391) entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 1910, Int. No. 1425) entitled "An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester.'"

Said bill was then read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 106

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Miller J L	Sullivan
Allen A F	Doherty	Herrick	Murray	Sweet
Allen H E	Donnelly	Hinman	Neupert	Thompson
Argetsinger	Donovan	Hoey	Nolan	Trombly
Barden	Ebbets	Holden	Odell	Van Olinda
Baumes	Eveleth	Howard	Oliver	Vicinus
Boshart	Farrell	Joseph	O'Neill J J	Vosburgh
Boylan	Fay	Keller	O'Neil M A	Walker
Brainerd	Feeley	Lachman	Parker	Walters
Brown C F	Filley	Lansing	Patrie	Waters
Brown G W	Foley	Lowman	Phillips C W	Weiland
Burgoyne	Fowler	Lupton	Phillips J S	Weinstein
Callan	Friend	Macdonald	Pitkin	White E H
Caughlan	Garfein	MacGregor	Reed	White L H
Cheney	Gerhardt	Manley	Rozan	Whitley
Clarke R H	Goodspeed	Marlatt	Sanner	Whitney
Coffey	Goodwin	McElligott	Shea	Wilsnack
Connell	Gray	McInerney	Shepardson	Wood
Cosad	Greenwood	McKeon	Smith A F	Wright
Crocker	Haines	Merritt	Smith M	Yale
Cross	Harwood	Metzendorf	Stivers	Young F L
Delano				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2560, Int. No. 1625) entitled "An act to amend the Tax Law, relative to taxable transfers."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Murray	Sullivan
Allen A F	De Long	Herrick	Neupert	Sweet
Allen H E	Doherty	Hinman	Nolan	Thompson
Argetsinger	Donnelly	Hoey	Odell	Trombly
Barden	Donovan	Holden	Oliver	Van Olinda
Baumes	Elbhets	Howard	O'Neill J J	Vicinus
Boshart	Eveleth	Joseph	O'Neil M A	Vosburgh
Boylan	Farrell	Keller	Parker	Walker
Brainerd	Fay	Lachman	Patrie	Walters
Brennan	Feeley	Lansing	Phillips C W	Waters
Brown C F	Filley	Lowman	Phillips J S	Weiland
Brown G W	Foley	Lapton	Pitkin	Weinstein
Burgoyne	Fowler	Macdonald	Reed	White E H
Callan	Friend	MacGregor	Rozan	White L H
Caughlan	Garfein	Manley	Sanner	Whitley
Cheney	Gerhardt	Marlatt	Shea	Whitney
Clarke R H	Goodspeed	McElligott	Shepardson	Wilsnack
Coffey	Goodwin	McInerney	Shortt	Wood
Connell	Gray	McKeon	Smith A E	Wright
Cosad	Greenwood	Merritt	Smith M	Yale
Crocker	Haines	Metzendorf	Stivers	Young F L
Cross	Harwood	Miller J L		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2562, Int. No. 1662) entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries."

Said bill having been announced for a second reading, on motion of Mr. Whitney, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 235, Int. No. 230) entitled "An act providing for the erection of a boathouse, shelters, wharves and retaining walls at the city of Buffalo for the Third Separate Division of the Naval Militia, upon lands of the State in the city of Buffalo, and making an appropriation therefor."

Said bill was read the third time, having been printed and

upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Miller J L	Sullivan
Allen A F	De Long	Herrick	Murray	Sweet
Allen H E	Doherty	Hinman	Neupert	Thompson
Argetsinger	Donnelly	Hoey	Nolan	Trombly
Barden	Donovan	Holden	Odell	Van Olinda
Baumes	Ebbets	Howard	Oliver	Vicinus
Boshart	Eveleth	Joseph	O'Neill J J	Vosburgh
Boylan	Farrell	Keller	O'Neil M A	Walker
Brainerd	Fay	Lachman	Parker	Walters
Brennan	Feeley	Lansing	Patrie	Waters
Brown C F	Filley	Lowman	Phillips C W	Weiland
Brown G W	Foley	Lupton	Phillips J S	Weinstein
Burgoyne	Fowler	Macdonald	Pitkin	White E H
Callan	Friend	MacGregor	Reed	White L H
Caughlan	Garfein	Manley	Rozan	Whitley
Cheney	Gerhardt	Marlatt	Sanner	Whitney
Clarke R H	Goodspeed	McElligott	Shea	Wilsnack
Coffey	Goodwin	McInerney	Shepardson	Wood
Connell	Gray	McKeon	Smith A E	Wright
Cosad	Greenwood	Merritt	Smith M	Yale
Crocker	Hackett	Metzendorf	Stivers	Young F L
Cross	Harwood			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2561, Int. No. 807) entitled "An act to amend the Real Property Law, in relation to the filing of maps."

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Miller J L	Sullivan
Allen A F	De Long	Herrick	Murray	Sweet
Allen H E	Doherty	Hinman	Neupert	Thompson
Argetsinger	Donnelly	Hoey	Nolan	Trombly
Barden	Donovan	Holden	Odell	Van Olinda
Baumes	Ebbets	Howard	Oliver	Vicinus
Boshart	Eveleth	Joseph	O'Neill J J	Vosburgh
Boylan	Farrell	Keller	O'Neil M A	Walker
Brainerd	Fay	Lachman	Parker	Walters
Brennan	Feeley	Lansing	Patrie	Waters
Brown C F	Filley	Lowman	Phillips C W	Weiland
Brown G W	Foley	Lupton	Phillips J S	Weinstein
Burgoyne	Fowler	Macdonald	Pitkin	White E H
Callan	Friend	MacGregor	Reed	White L H
Caughlan	Garfein	Manley	Rozan	Whitley
Cheney	Gerhardt	Marlatt	Sanner	Whitney
Clarke R H	Goodspeed	McElligott	Shea	Wilsnack
Coffey	Goodwin	McInerney	Shepardson	Wood
Connell	Gray	McKeon	Smith A E	Wright
Cosad	Greenwood	Merritt	Smith M	Yale
Crocker	Haines	Metzendorf	Stivers	Young F L
Cross	Harwood			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

Mr. Speaker announced the special order, being the bill (No. 2475, Int. No. 1306) entitled "An act in relation to the City Court of Albany, generally, its justices, clerk, marshals and stenographer."

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Miller J L	Sullivan
Allen A F	De Long	Herrick	Murray	Sweet
Allen H E	Doherty	Hinman	Neupert	Thompson
Argetsinger	Donnelly	Hoey	Nolan	Trombly

Barden	Donovan	Holden	Odell	Van Olinda
Baumes	Ebbets	Howard	Oliver	Vicinus
Boshart	Eveleth	Joseph	O'Neill J J	Vosburgh
Boylan	Farrell	Keller	O'Neil M A	Walker
Brainerd	Fay	Lachman	Parker	Walters
Brennan	Feeley	Lansing	Patrie	Waters
Brown C F	Filley	Lowman	Phillips C W	Weiland
Brown G W	Foley	Lupton	Phillips J S	Weinstein
Burgoyne	Fowler	Macdonald	Pitkin	White E H
Callan	Friend	MacGregor	Reed	White L H
Caughlan	Garfein	Manley	Rozan	Whitley
Cheney	Gerhardt	Marlatt	Sanner	Whitney
Clarke R H	Goodspeed	McElligott	Shea	Wilsnack
Coffey	Goodwin	McInerney	Shepardson	Wood
Connell	Gray	McKeon	Smith A E	Wright
Cosad	Greenwood	Merritt	Smith M	Yale
Crocker	Haines	Metzendorf	Stivers	Young F L
Cross	Harwood			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 12, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 2184, Int. No. 1367), entitled "An act to amend chapter five hundred and sixty-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the selection, location and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor, and authorizing an issue of bonds to pay such appropriation.' "

CHARLES E. HUGHES.

Said bill having been announced, Mr. Whitney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Abbey	Cross	Hackett	Merritt	Sullivan
Allen A F	Delano	Haines	Metzendorf	Sweet
Allen H E	De Long	Harwood	Miller J L	Thompson
Argetsinger	Donnelly	Hearn	Murray	Thorn
Barden	Donovan	Herriek	Neupert	Toombs
Bates	Ebbets	Higgins	Nolan	Trombly
Baumes	Evans	Hinman	Odell	Van Olinda
Bennett	Farrell	Hoey	Oliver	Vicinus
Boshart	Fay	Holden	O'Neill J J	Vosburgh
Boylan	Feeley	Howard	O'Neil M A	Walker
Brainerd	Filley	Jackson	Parker	Walters
Brennan	Foley	Joseph	Patrie	Ward
Brown C F	Fowler	Kopp	Perkins	Waters
Brown G W	Friend	Lachman	Phillips C W	Weiland
Burgoyne	Frisbie	Lansing	Phillips J S	Weinstein
Callan	Garfein	Lowman	Pitkin	Wende
Caughlan	Gerhardt	Lupton	Raldiris	White E H
Chanler	Gerken	Macdonald	Reed	White L H
Cheney	Glore	MacGregor	Rozan	Whitney
Clarke R H	Goldberg	Manley	Sanner	Wilkie
Coffey	Goodspeed	Marlatt	Shea	Wilsnack
Colné	Goodwin	McCue	Shepardson	Wood
Conklin	Graubard	McElligott	Shortt	Wright
Connell	Gray	McGrath	Smith A E	Yale
Cosad	Green	McInerney	Smith M	Young F L
Crocker	Greenwood	McKeon	Stivers	Zorn

Mr. Whitney moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 3, line 7, strike out "one million dollars (\$1,000,000)" and insert in place thereof in italics "eight hundred thousand dollars (\$800,000)".

Page 3, line 19, strike out "one million dollars" and insert in place thereof "eight hundred thousand dollars" in italics.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

The Senate returned the Assembly bill (No. 2240, Senate reprint No. 1482, Int. No. 1426), entitled "An act in relation to the inferior courts of criminal jurisdiction in the city of New York, defining their powers and jurisdiction and providing for their officers," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 7, change "acts" to "act"; line 21, after "years;" insert "an adult shall be taken to mean a person of the age of sixteen years or over;"

Page 3, line 5, strike out the word "established" and insert "constituted"; same page, line 17, strike out the word "established" and insert "constituted"; same page, line 20, strike out the word "established" and insert the word "only".

Page 6, line 3, change "month" to "months".

Page 7, line 16, change "five" to "six".

Page 8, at end of line 3, insert "any clerk or"; same page, line 24, after the word "printed" strike out the balance of line, and lines 25 and 26, and insert the following: "Each clerk shall keep an accurate minute of all fines imposed and received upon the docket of the court at the time of receiving same. He shall report in writing at least once in each month to the chief clerk the fines imposed and received. Each clerk shall pay over the amount of all fines received by him".

Page 9, strike out line 1, and line 2 to the word "thereof"; same page, line 4, before the word "comptroller" insert "chamberlain and the"; same page, line 7, after the word "it" insert "or cause it to be affixed".

Page 10, line 12, change the word "September" to "January"; same page, line 11, change "ten" to "eleven".

Page 11, line 5, after the word "court" change period to comma and insert "or such other clerk or clerks as may, from time to time, be designated by the chief justice."

Page 12, line 4, change "misdemeanors" to "misdemeanor".

Page 13, line 5, after the word "make" insert "or to cause to be made"; same page, line 21, change the word "they" to "it"; same page, line 22, change the word "them" to "it"; same page, line 23, change the word "their" to "its"; same page, line 24, change the word "they" to "it".

Page 15, line 3, after "4." insert "All sections of the Code of Criminal Procedure consistent with this act regulating and controlling the practice and procedure of the Court of General Sessions of the Peace in the city and county of New York shall apply, as far may be, to the practice and procedure in the Court of Special Sessions, and shall regulate and control the practice and procedure of the said court, in so far as its jurisdiction and organization will permit. All trials in the Court of Special Sessions provided for in this act shall be without a jury." Same page, line 3, after the word "have" insert "all the rights and privileges"; same page, line 6, change the word "court" to "courts".

Page 16, line 18, change the period to comma and insert "suspend sentence or place upon probation." Same page, line 20, strike out the word "borough" and insert the word "county"; same page, line 24, change period to comma and insert "except that in the borough of Richmond the children's court may be held in the same building but in a room separate and apart from that used for the trial of adults."

Page 17, strike out lines 11, 12 and 13 and insert "and all charges against children for which they can be found guilty of juvenile delinquency and all other cases in which the court or any justice thereof has power to commit children as provided by law."

Page 22, line 5, change "attendants" to "employes".

Page 23, line 22, change "opened" to "open".

Page 25, line 8, change "court" to "courts".

Page 26, line 25, strike out the words "so far as may be".

Page 27, line 13, after the word "apportionment," insert "subject to the veto of the mayor,".

Page 28, line 16, change period to semi-colon and insert "bail from push cart peddlers."

Page 29, line 2, change the word "summonsing" to "summoning"; same page, strike out line 5; same page, line 17, after the word "before" insert "the first day of"; same line, strike out the word "first"; same page, line 18, after the word "ten," insert "and, as often thereafter as the mayor may deem advisable,".

Page 30, line 5, after the word "district," insert "and in addition to the night court for men and the night court for women such additional night courts for men and for women as the board of city magistrates may direct,"; same page, line 23, change the word "power" to "powers"; same page, line 25, change the word "a" to "the".

Page 32, line 1, after the word "Brooklyn" strike out comma and insert "for the borough of Brooklyn,"; same page, line 11, at the end of line insert "Jurisdiction is hereby conferred upon the city magistrates to hear and try all cases and proceedings now heard or triable in the Court of General Sessions or any County Court, pursuant to the provisions of title eight of part six of the Code of Criminal Procedure."

Page 33, line 6, after the word "bail" change period to semi-colon and insert "bail from push cart peddlers,"; same page, line 12, strike out the word "assistant" and change word "clerk", the second time it appears, to "clerk's assistant"; same page, line 17, at the end of line insert "If a push cart peddler is arrested in the city for violation of any ordinance or law requiring a license for such avocation or for violating a license procured

in pursuance of such an ordinance or law, he may, when brought before the police officer, court or magistrate authorized to accept bail for such violation, tender in lieu thereof his push cart, and such police officer, court or magistrate shall accept the same accordingly. If the person arrested shall fail to appear in answer to such charges, the chattel so pledged as security for his appearance shall be forfeited and placed in the custody of the property clerk of the police department of the city, to be by him disposed of and accounted for at the next succeeding sale of unclaimed property."

Page 33, line 22, at the end of the line insert "and against men and women charged with offenses arising out of the same transaction."; same page, line 25, change "seven" to "eight".

Page 34, line 2, after the word "arrested" insert "except upon a charge of felony."; same page, line 5, change "September" to "October"; same page, line 20, strike out the words "the clerks, or their assistants, or by".

Page 37, line 8, change the word "sections" to "section", and strike out the word "one" at end of line; same page, line 9, strike out the words "hundred and eleven and".

Page 39, line 7, after the word "sections" insert "eighty-three."; same page, line 8, change "filed" to "filled".

Page 40, line 8, change the word "act" to "section"; same page, line 17, change "summonsing" to "summoning"; same page, line 21, strike out the word "returns" at end of line and beginning of line 22 and insert "reports"; line 22, strike out word "reports" and insert "returns"; same page, line 24, change "summonses" to "summons".

Page 41, line 13, change "magistrate" to "magistrate's".

Page 42, strike out lines 6 to 18, inclusive.

Page 44, line 2, at end of line change period to comma and insert "not to exceed six months."; same page, line 25, after the word "conduct" insert "which tends to be a breach of the peace".

Page 45, line 8, change "ninety-three" to "ninety-one".

Page 46, line 18, strike out "the next preceding" and after the word "subdivision" insert "e".

Page 48, line 7, change "one" to "two"; same page, line 8, change "forty-six" to "twenty-six"; same page, line 22, after the word "conduct" insert "which tends to be a breach of the peace".

Page 54, line 4, after the word "committed," insert "unconditionally or on parole for the remainder of the term for which such person was committed."; same page, line 16, change "subdivisions" to "subdivision"; strike out the words "and four";

same page, line 25, after the word "felony," insert "as a first offense,".

Page 55, line 1, before the word "New York" insert "The"; same page, line 5, after the word "thereof" change period to comma and insert "except that no commitment of any male child under the age of sixteen years to any institution for children shall be construed as a first offense under the provisions of this section."; same page, line 8, change the word "two" to "three"; same page, line 13, before "New York" insert the word "The".

Page 56, line 3, strike out the words "the respective" and insert "each".

Page 57, line 20, change "act" to "section"; same page, line 22, after "law." insert "If it shall appear to the board of parole that any prisoner confined in the New York City Reformatory for Misdemeanants.

"1. Was at the time of his conviction less than sixteen years of age or more than thirty; or,

"2. Has been previously convicted of a crime; or,

"3. While in the reformatory is incorrigible and that his presence therein is seriously detrimental to the institution.

"An application may be made to a justice of the Supreme Court of the judicial district in which such reformatory is located for an order directing that said prisoner, if under the age of sixteen years, shall be transferred to the house of refuge under the care of the society for the reformation of juvenile delinquents; or if sixteen years or over transferring said prisoner to the New York city penitentiary. Such application shall be by written petition signed by the president, chairman or secretary of the board and shall state the causes for seeking such transfer and due notice of such application with a copy of the petition shall be served personally or by mail at least two days before the hearing on the district attorney of the county from which said prisoner was originally committed to said reformatory and to said prisoner. Such justice may grant such order of transfer on such hearing as he may prescribe, if it appear to his satisfaction that the facts alleged are true and that such transfer should be made, or may make such further order as shall in his judgment appear warranted by the said circumstances; any prisoner so transferred shall be confined in such institution or prison as under an indeterminate sentence, commencing with his imprisonment in the reformatory with a minimum of six months and a maximum fixed by law for the crime of which the prisoner was convicted and sentenced; and may be released on parole or absolutely discharged as other prisoners confined under an indeterminate sentence."

Page 58, line 1, after the word "board", where it first appears, change period to comma and insert "and such persons are hereby

declared to be peace officers within the provisions of section one hundred and fifty-four of the Code of Criminal Procedure." Same page, line 6, change "act" to "section"; same page, line 8, change "act" to "section"; same page, line 13, change "shall" to "may".

Page 59, line 6, change "shall" to "may".

Page 60, line 14, strike out "A majority of the justices of the". Strike out lines 15 to 19, inclusive, and line 20 to the word "ten" and insert the following: "The civilian male and female probation officers of the Courts of Special Sessions of the first and second divisions and the female probation officers of the board of city magistrates of the first division and the female probation officers and civilian male probation officers of the board of city magistrates of the second division shall continue in office unless and until removed as provided in this act. A majority of the justices of the Court of Special Sessions as constituted by this act shall, on or before the first day of September, nineteen hundred and ten, appoint, in addition to the probation officers continued as aforesaid, civilian probation officers not to exceed twelve in all, including those continued in office as hereinbefore provided. The board of city magistrates of the first division shall appoint ten civilian male probation officers on or before the first day of September, nineteen hundred and ten, and the board of city magistrates of the second division shall appoint five civilian male probation officers in addition to those continued as hereinbefore provided."

Page 61, line 2, beginning with the word "the" strike out balance of line and line 3 to the word "examination" and insert "The chief probation officers and all other probation officers shall be deemed the confidential officers of the justices and magistrates." Same page, line 9, strike out the word "now"; same page, line 10, strike out the first word ("the").

Page 62, line 4, change the word "judge" to "justice"; same page, line 7, at end of line insert "When practicable, a child placed on probation shall be placed with a probation officer of the same religious faith as that of the child's parents."

Page 64, line 2, before the word "special" insert "the court of".

Page 65, line 17, after the word "sessions" insert "and of the city magistrates of the first and second divisions." Same page, line 19, change "magistrate" to "magistrates" and strike out balance of line. Same page, line 20, after the word "annum" insert period and strike out balance of line and line 21 through the word "annum" and insert "The salary of each additional justice and additional city magistrate, appointed pursuant to the provisions of this act, shall be the same as the salary of a justice

or city magistrate resident in the borough from which such additional justice or magistrate is appointed." Same page, line 25, after the word "by" insert "the board of aldermen upon the recommendation of".

Page 66, line 1, strike out the words "with the approval of the board of aldermen".

Page 68, line 3, after the word "magistrates" insert period and strike out balance of line. Strike out all of line 4 and through the word "ten" in line 5. Same page, line 14, strike out the words "belong to the city and shall".

Page 69, line 12, change "three" to "one", change the word "numbers" to "number" and before the word "given" insert "in the city of New York"; same page, line 16, before the word "It" insert "The keeper or other person in charge shall, at the request of such prisoner, telephone to such other numbers as the prisoner may request upon the payment of the regular telephone charge for the same."

Page 70, line 14, change the word "established" to "constituted".

Page 71, line 2, strike out the words "and the"; same page, line 3, strike out the words "officers and"; same page, line 16, strike out the word "and" at end of line; same page, line 17, after the word "furniture" insert "and such law books as may be certified by the chief city magistrate in either division to be necessary for the use of the magistrates' courts."

Page 33, line 7, after the word "any" insert "other".

Page 46, line 11, change "nine one" to "ninety-one".

Mr. A. E. Smith moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 108

NOES 00

Those who voted in the affirmative were:

Abbey	Delano	Hearn	Murray	Sullivan
Allen A F	De Long	Herrick	Neupert	Sweet
Allen H E	Doherty	Hinman	Nolan	Thompson
Argetsinger	Donnelly	Hoey	Odell	Trombly
Barden	Donovan	Holden	Oliver	Van Olinda

Baumes	Ebbets	Howard	O'Neill J J	Vicinus
Boshart	Eveleth	Joseph	O'Neil M A	Vosburgh
Boylan	Farrell	Keller	Parker	Walker
Brainerd	Fay	Lachman	Patrie	Walters
Brennan	Feeley	Lansing	Phillips C W	Waters
Brown C F	Filley	Lowman	Phillips J S	Weiland
Brown G W	Foley	Lupton	Pitkin	Weinstein
Burgoyne	Fowler	Macdonald	Raldiris	White E H
Callan	Friend	MacGregor	Reed	White L H
Caughlan	Garfein	Manley	Rozan	Whitley
Cheney	Gerhardt	Marlatt	Sanner	Whitney
Clarke R H	Goodspeed	McElligott	Shea	Wilsnack
Coffey	Goodwin	McInerney	Shepardson	Wood
Connell	Gray	McKeon	Smith A E	Wright
Cosad	Greenwood	Merritt	Smith M	Yale
Crocker	Haines	Metzendorf	Stivers	Young F L
Cross	Harwood	Miller J L		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1454, Senate reprint No. 1501, Int. No. 469), entitled "An act to amend article one of the Insurance Law, generally," with a message that they have concurred in the passage of the same with the following amendments:

Page 9, line 9, after the word "States," insert "or in bonds and mortgages on improved unimpaired real property in this State worth fifty per centum more than the amount loaned thereon,".

Page 12, strike out lines 4 to 26, inclusive.

Page 13, strike out lines 1 to 25, inclusive.

Page 14, strike out lines 1 to 11, inclusive, after line 11 insert the following:

"§ 8. Section twenty-four of said chapter is hereby amended to read as follows:

"§ 24. Limitation of risk. No domestic insurance corporation, nor any insurance corporation organized under the laws of any country outside of the United States, doing business in this State, shall expose itself to any loss on any one risk or hazard to an amount exceeding ten per centum of its capital and surplus. No insurance corporation incorporated under the laws of any other State of the United States, doing business in this State, shall expose itself to any loss on any one risk or hazard within this State to an amount exceeding ten per centum of its capital and surplus. No portion of any such risk or hazard which shall have been reinsured in a corporation authorized to do insurance business in this State shall be included in determining the limitation of risk prescribed in this section. This section shall not apply to

life insurance corporations, nor to marine insurance corporations authorized to do business in this State."

Page 25, line 5, place semi-colon in brackets and after the word "which" insert "shall comprise only facts appearing upon the books, papers, records or documents of such corporation, or ascertained from the testimony, sworn to, of its auditors or agents or other persons examined under oath concerning its affairs and such conclusions and recommendations as may reasonably be warranted from such facts so disclosed and said".

Page 28, line 3, change the word "possessed" to "owned".

Page 29, line 11, strike out the words "or any insurance broker or any"; same page, line 12, strike out the words "other person" and the words "either by sharing commissions"; same page, line 13, strike out the first word "or"; same page, line 23, before the word "nor" insert "nor shall any insurance broker or any other person directly or indirectly either by sharing commissions or in any manner whatsoever pay or allow or offer to pay or allow as inducement to insurance, or after the insurance shall have been effected any rebate from the premium which is specified in the policy".

Page 30, line 8, beginning with the word "on" strike out balance of line and all of lines 9, 10 and 11 and through the word "association" in line 12, and insert "in this State from the distribution of surplus and dividends to policy holders after the first year of insurance"; same page, line 16, after the word "and" insert "when ordered so to do from".

Page 31, strike out lines 4 to 26, inclusive.

Page 32, strike out lines 1 to 17, inclusive, and insert in lieu thereof the following:

"§ 21. Section fifty of said chapter is hereby amended to read as follows:

"§ 50. Agent's certificate of authority. ¶ No person or corporation shall act as agent for any foreign insurance corporation in the transaction of any business of insurance within this State, or negotiate for or place risks for any such corporation, or in any way or manner aid such corporation in effecting insurances or otherwise in this State, unless such corporation shall have fully complied with the provision of this chapter. ¶ No person or corporation, unless specially authorized by law so to do shall act as agent for any person or persons, partnership, association or corporation in the transaction of or in connection with the business of insurance within this State, or negotiate for or place risks for or with, or in any way or manner aid in effecting insurances with such person or persons, partnership, association or corporation, unless such person or persons, partnership, association or corporation

shall have fully complied with the provision of this chapter and have been authorized to do the business of insurance within this State. Every such agent shall, annually, on the first day of January, or within six months thereafter, procure a certificate of authority from the Superintendent of Insurance, who shall file in his office evidence of the issuance of such certificate to the agent aforesaid. Any person or corporation violating the provisions of this section shall forfeit to the people of the State the sum of five hundred dollars for the first offense, and an additional sum of one hundred dollars for each month during which any such person or corporation shall continue to act in violation of this section. This section shall not apply to the agents of corporations transacting business under the provisions of articles six and seven of this chapter."

Page 35 after line 16 insert:

"§ 23. Section fifty-five of said chapter is hereby amended to read as follows:

"§ 55. Insurance without the consent of the insured prohibited. No policy of insurance shall be issued upon any property except upon the application and in the name of some person having an interest in the property. No policy or agreement for insurance shall be issued upon the life or health of another or against loss by disablement by accident except upon the application of the person insured; but a wife may take a policy of insurance upon the life or health of her husband or against loss by his disablement by accident; an employer may take out a policy of accident insurance covering his employees collectively for the benefit of such as may be injured, and a person liable for the support of a child of the age of one year and upwards may take a [yearly renewable term] policy of insurance thereon, the amount payable under which may be made to increase with advancing age and which shall not exceed the sums specified in the following table, the ages therein specified being the age at time of death, [and which, after the age of thirteen, may become an ordinary life policy] for an amount not exceeding the sum specified in the table:

"Between the ages of one and two years, thirty dollars.

"Between the ages of two and three years, thirty-four dollars.

"Between the ages of three and four years, forty dollars.

"Between the ages of four and five years, forty-eight dollars.

"Between the ages of five and six years, fifty-eight dollars.

"Between the ages of six and seven years, one hundred and forty dollars.

"Between the ages of seven and eight years, one hundred and sixty-eight dollars.

"Between the ages of eight and nine years, two hundred dollars.

"Between the ages of nine and ten years, two hundred and forty dollars.

"Between the ages of ten and eleven years, three hundred dollars.

"Between the ages of eleven and twelve years, three hundred and eighty dollars.

"Between the ages of twelve and thirteen years, four hundred and sixty dollars.

"Between the ages of thirteen and sixteen years, five hundred and twenty dollars.

"Between the ages of sixteen and seventeen years, six hundred and twelve dollars.

"Between the ages of seventeen and eighteen years, seven hundred dollars.

"Between the ages of eighteen and nineteen years, seven hundred and eighty-four dollars.

"Between the ages of nineteen and twenty years, eight hundred and fifty-five dollars.

"Between the ages of twenty and twenty-one years, nine hundred and thirty dollars.

"In respect of insurance heretofore or hereafter, by any person not of the full age of twenty-one years but of the age of fifteen years or upwards, effected upon the life of such minor, for the benefit of such minor or for the benefit of the father, mother, husband, wife, brother or sister of such minor, the assured shall not, by reason only of such minority, be deemed incompetent to contract for such insurance or for the surrender of such insurance, or to give a valid discharge for any benefit accruing or for money payable under the contract."

Page 35, line 17, change figures "23" to "24."

Page 37, line 7, change figures "24" to "25."

Page 40, line 24, strike out the bracket.

Page 41, line 5, strike out the bracket; same page, line 6, change figure "7" to figure "8"; same page, line 12, change figures "25" to "26"; same page, line 14, change figures "26" to "27".

Mr. Allen, Rec. No. 395, Assembly No. 1454, Senate reprint No. 1394, amendments to Senate No. 1235:

Page 9, line 10, change the word "unimpaired" to "unincumbered".

Page 23, line 14, after bracket insert comma.

Page 26, line 5, strike out comma after the word "documents".

Page 27, line 17, insert comma after the word "thereof".

Page 28, line 15, insert comma after the word "effective".

Page 30, line 4, strike out the words "or in connection with";

same page, line 6, strike out the words "or with"; same page, line 7, strike out "with" and insert "for".

Page 33, line 18, strike out comma after the word "certificates".

Page 37, line 19, insert comma after the word "chapter".

Mr. Allen, Rec. No. 395, Assembly No. 1434, Senate reprint No. 1501, amendments to Senate No. 1394:

Page 5, line 13, change period to comma and insert "provided that this requirement shall not apply to existing corporations re-incorporated."

Page 26, strike out lines 9 to 26, inclusive.

Page 27, strike out entire page. Strike out pages 28, 29 and 30, through line 24 in page 30.

Page 30, line 25, change figures "22" to "18".

Page 33, line 23, change figures "23" to "19".

Page 36, line 6, change figures "24" to "20".

Page 37, line 22, change figures "25" to "21".

Page 42, line 3, change figures "26" to "22"; same page, line 5, change figures "27" to "23".

Mr. A. F. Allen moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 106

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Hearn	Miller J L	Sullivan
Allen A F	Doherty	Herrick	Murray	Sweet
Allen H E	Donnelly	Hinman	Neupert	Thompson
Argotsinger	Donovan	Hoev	Nolan	Trombly
Barden	Ebbets	Holden	Odell	Van Olinda
Baumes	Eveleth	Howard	Oliver	Vicinus
Boshart	Farrell	Joseph	O'Neill J J	Vosburgh
Boylan	Fay	Keller	O'Neil M A	Walker
Brainerd	Feeley	Lachman	Parker	Walters
Brown C F	Fillee	Lansing	Patrie	Waters
Brown G W	Foley	Lowman	Phillips C W	Weiland
Burgoynne	Fowler	Lupton	Phillips J S	Weinstein
Callan	Friend	Macdonald	Pitkin	White E H
Caughlan	Garfein	MacGregor	Reed	White L H
Cheney	Gerhardt	Manley	Rozan	Whitley
Clarke R H	Goodspeed	Marlatt	Sanner	Whitney
Coffey	Goodwin	McElligott	Shea	Wilsnack
Connell	Gray	McInerney	Shepardson	Wood
Cosad	Greenwood	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Cross	Harwood	Metzendorf	Stivers	Young F L
Delano				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1356, Senate reprint No. 1459, Int. No. 468), entitled "An act to amend the Insurance Law, in relation to standard provisions for accident and health policies," with a message that they have concurred in the passage of the same, with the following amendment:

Page 2, line 10, strike out the semi-colon after the word "opinion" and insert ", provided that upon the petition of the company, the opinion of the Superintendent of Insurance shall be subject to review by any court of competent jurisdiction;".

Mr. A. F. Allen moved to concur in the Senate amendment.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Harwood	Miller J L	Sullivan
Allen A F	Delano	Hearn	Murray	Sweet
Allen H E	De Long	Herrick	Neupert	Thompson
Argetsinger	Doherty	Hinman	Nolan	Trombly
Barden	Donnelly	Hoey	Odell	Van Olinda
Baumes	Donovan	Holden	Oliver	Vicinus
Boshart	Ebbets	Howard	O'Neill J J	Vosburgh
Boylan	Eveleth	Joseph	O'Neil M A	Walker
Brainerd	Farrell	Keller	Parker	Walters
Brennan	Fay	Lachman	Patrie	Waters
Brown C F	Feeley	Lansing	Phillips C W	Weiland
Brown G W	Filley	Lowman	Phillips J S	Weinstein
Burgoyne	Foley	Lupton	Pitkin	White E H
Callan	Fowler	Macdonald	Raldiris	White L H
Caughlan	Friend	MacGregor	Reed	Whitley
Cheney	Garfein	Manley	Rozan	Whitney
Clarke R H	Gerhardt	Marlatt	Sanner	Wilsnack
Coffey	Goodspeed	McElligott	Shea	Wood
Connell	Goodwin	McInerney	Shepardson	Wright
Cosad	Gray	McKeon	Smith A E	Yale
Crocker	Greenwood	Merritt	Smith M	Young F L
Cross	Haines	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a

message that the Assembly have concurred in the amendment of the Senate thereto.

By unanimous consent, Mr. Walters called up Assembly bill (No. 2569, Int. No. 899) now on the order of third reading.

Mr. Walters moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 3, line 20, strike out word "exclusive".

Page 12, line 18, strike out "Judges" and insert in place thereof "Powers of judge". Strike out in line 18 "to act as judge of court of" and insert in place thereof "acting as justice of".

Page 12, line 19, strike out "In the absence or disability of the justice of". Strike out lines 20 and 21, and strike out "so acting" on line 23 and insert before word "shall" "a judge of the municipal court while performing the duties of the office of justice of Special Sessions".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, engrossed and restored to the order of third reading.

Mr. Evans offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1670, Int. No. 1054), entitled "An act to amend the Benevolent Orders Law, in relation to the Modern Woodmen of America," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Thorn offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 874, Int. No. 768), entitled "An act to provide a retirement fund for teachers in State institutions," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Merritt offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1014, reprint No. 1292, Int. No. 866), entitled "An act to amend the Education Law, in relation to the New York State School of Agriculture of the St. Lawrence University," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the bill (No. 2537, Int. No. 1654), entitled "An act to amend chapter three hundred and six of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for pensioning retired school teachers, superintendents, supervisors and heads of high school departments of the public schools of the city of Schenectady, and to regulate the collection, management and disbursement thereof,' in relation to contributions to such fund," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Schenectady.

Also, the bill (No. 2441, Int. No. 1016), entitled "An act to amend chapter four hundred and twenty-five of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend the charter of the city of Poughkeepsie,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Poughkeepsie.

Also, the bill (No. 1179, Int. No. 619), entitled "An act to amend chapter fifty-one of the Laws of eighteen hundred and forty-seven, entitled 'An act in relation to common schools in the village

of Lockport,' relating to the election of trustees," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

Also, the bill (No. 2288, Int. No. 1615), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relative to the department of assessment and taxation of the city of Syracuse,' " with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

Also, the bill (No. 2342, Int. No. 128), entitled "An act to amend the Greater New York charter, relative to vacations of employees," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, the bill (No. 2020, Int. No. 1484), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter three hundred and eighty-four of the Laws of nineteen hundred and nine, in relation to the foreclosure of tax sale certificates," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Buffalo.

Also, the bill (No. 2147, Int. No. 1550), entitled "An act to amend the charter of the city of Rensselaer, in relation to the bond of the treasurer of said city for the collection of taxes," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rensselaer.

Also, the bill (No. 1937, Int. No. 1111), entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate

the city of New Rochelle,' in relation to the police force of said city and the compensation thereof," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New Rochelle.

The Senate returned the bill (No. 136, Int. No. 136), entitled "An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Delhi, Delaware county, and making an appropriation therefor."

Also, the bill (No. 167, Int. No. 166), entitled "An act to provide for dredging Powell creek in the county of Nassau, for widening and deepening the channel thereof, and making an appropriation therefor."

Also, the bill (No. 1542, Int. No. 612), entitled "An act making appropriations for certain permanent improvements at Fire Island State park."

Also, the bill (No. 2455, Int. No. 1667), entitled "An act conferring jurisdiction upon the County Court of Monroe county to adjudicate upon all cases of children in Monroe county under sixteen years of age, who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the State; and regulating the procedure in such cases, including the establishment of a detention home, a probation system and the appointment of guardians for such children."

Also, the bill (No. 2286, Int. No. 1613), entitled "An act to amend the Tax Law, in relation to the assessment of waste or barren lands which have been planted with trees."

Also, the bill (No. 131, Int. No. 131), entitled "An act making an appropriation for the State School of Agriculture at Canton, New York."

Also, the bill (No. 2458, Int. No. 1287), entitled "An act to amend the Insanity Law, relative to the care and treatment of insane persons, and persons under examination as to their sanity, pending such examination and prior to their transfer to institutions for the insane."

Also, the bill (No. 2131, Int. No. 1387), entitled "An act to amend chapter fifty-six of the Laws of nineteen hundred and nine, entitled 'An act in relation to State boards and commissions, con-

stituting chapter fifty-four of the Consolidated Laws,' in relation to the ownership of river improvements and the assessment of the amount of benefit received thereby."

Also, the bill (No. 2030, Int. No. 557), entitled "An act to amend the State Printing Law, in relation to the number of extra copies of certain reports to be printed as legislative documents."

Also, the bill (No. 2069, Int. No. 547), entitled "An act to amend the Code of Civil Procedure and repealing certain sections thereof, in relation to actions to recover real property."

Also, the bill (No. 1978, Int. No. 1107), entitled "An act to amend the Public Officers Law, in relation to vacations for persons in the service of the State and of the several civil subdivisions thereof."

Also, the bill (No. 1692, Int. No. 511), entitled "An act to provide for the sale of part of the armory site in the city of Olean and the application of the proceeds of such sale."

Also, the bill (No. 1132, Int. No. 853), entitled "An act to provide for the improvement of the Weighlock building in the city of Syracuse, belonging to the State, to afford better protection to the State records kept therein, and making an appropriation therefor."

Also, the bill (No. 2536, Int. No. 1589), entitled "An act to amend the Insanity Law, in relation to the qualifications of the members of the board of alienists."

Also, the bill (No. 1883, Int. No. 1403), entitled "An act making an appropriation to enforce and carry out the provisions of the Agricultural Law relating to pure foods and dairy products."

Also, the bill (No. 2176, Int. No. 1262), entitled "An act to amend the Insurance Law, in relation to the valuation of industrial life insurance policies."

Also, the bill (No. 1986, Int. No. 355), entitled "An act to amend the Election Law, in relation to gaining or losing a residence."

Also, the bill (No. 785, Int. No. 701), entitled "An act providing for the establishment of a State school of agriculture and domestic science and kindred subjects at Bainbridge, Chenango county, and making an appropriation therefor."

Also, the bill (No. 2410, Int. No. 1649), entitled "An act to

amend the Legislative Law, in relation to the distribution of bound printed volumes of the Session Laws."

Also, the bill (No. 1299, Int. No. 522), entitled "An act to provide for the improvement of the Oriskany Creek feeder, in the town of Kirkland, Oneida county, and making an appropriation therefor."

Also, the bill (No. 619, Int. No. 580), entitled "An act to provide for the repair and improvement of existing mechanical and other structures and works on and connected with the canals of the State."

Also, the bill (No. 7, Int. No. 7), entitled "An act to provide for the erection of a new armory building in the city of Mount Vernon, New York, the acquisition of a site for the same, and making an appropriation therefor, and providing for the sale of the old armory site and buildings, and the application of the proceeds to such new building and for other purposes relative to the same."

Also, the bill (No. 418, Int. No. 398), entitled "An act to provide for the acquisition and preservation of the historic house and grounds formerly owned and occupied by General Nicholas Herkimer, in the town of Danube, in the county of Herkimer, and making an appropriation therefor."

Also, the bill (No. 2400, Int. No. 346), entitled "An act to amend the Penal Law, relative to the punishment of parents, guardians or other persons for contributing to the delinquency and offenses of children."

Also, the bill (No. 2543, Int. No. 1574), entitled "An act to amend chapter one hundred and thirty-one of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Suffolk county a salaried office in part, and to regulate the management thereof,' in relation to appointment and salaries of employees at the jail."

Also, the bill (No. 2376, Int. No. 1511), entitled "An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of said village not to exceed the sum of one hundred and twenty-one thousand dollars, for the purpose of paying the share of the expenses of certain street improvements to be borne by the village at large, and to authorize the raising of taxes to pay the principal and interest of said bonds."

Also, the bill (No. 2374, Int. No. 1510), entitled "An act to authorize the village of Ossining, in the county of Westchester, to issue and sell bonds of the village not to exceed the sum of fifty-four thousand five hundred dollars for certain street improvements, to authorize the application of the receipts from assessments to the payment of the principal and interest of said bonds, and to authorize the raising of such taxes as may be necessary to pay such principal and interest, in addition to the receipts from said assessments."

Also, the bill (No. 2346, Int. No. 1219), entitled "An act to amend, revise and consolidate the charter of the village of Ossining."

Also, the bill (No. 1435, Int. No. 1152), entitled "An act to amend the County Law, in relation to publication of the annual statement of the clerk of the board of supervisors."

Also, the bill (No. 1955, Int. No. 1448), entitled "An act to amend the Highway Law, in relation to sprinkling an improved State or county highway, and to the removal of filth and refuse therefrom."

Also, the bill (No. 1607, Int. No. 1254), entitled "An act to establish a ferry from and to Gunnison's landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridgeport, in the State of Vermont, called Brook's."

Also, the bill (No. 1577, Int. No. 1238), entitled "An act to amend the County Law, in relation to time and manner of payment of the salary of the county judge in Niagara county."

Also, the bill (No. 2438, Int. No. 1570), entitled "An act to amend the Code of Civil Procedure, in relation to probation."

Also, the bill (No. 41, Int. No. 41), entitled "An act providing for the erection of a new State armory at Malone, New York, the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and building, and the application of the proceeds to such new building, and for other purposes relative to the same."

Also, the bill (No. 2280, Int. No. 1607), entitled "An act to legalize, ratify and confirm the proceedings of the town of North Elba in the adoption of the proposition to authorize the securing

of site and erecting a town building in the west end of the town and to raise and appropriate the sum of eight thousand dollars for such purpose and to issue bonds therefor, and to legalize the bonds of such town sold and awarded in pursuance thereof to the amount of eight thousand dollars and to provide for the payment of the same," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

Also, Assembly bill (No. 1777, Senate reprint No. 1433, Int. No. 781), entitled "An act making an appropriation for the construction of the Mohansic State Hospital."

Also, Assembly bill (No. 2039, Senate reprint No. 1435, Int. No. 857), entitled "An act making appropriations for construction, additions and improvements at the State hospitals for the insane."

Also, Assembly bill (No. 2244, Senate reprint No. 1434, Int. No. 1465), entitled "An act to amend the Agricultural Law, relative to salary of commissioner."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1014, Senate reprint No. 1292, Int. No. 866), entitled "An act to amend the Education Law, in relation to the New York State School of Agriculture of the St. Lawrence University," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 874, Int. No. 768), entitled "An act to provide a retirement fund for teachers in State institutions," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1670, Int. No. 1054), entitled "An act to amend the Benevolent Orders Law, in relation to the Modern Woodmen of America," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Sweet offered for the consideration of the House a resolution, in the words following:

Whereas, In the death of Honorable Thomas M. Costello, a former member of this House from the Second Assembly District of the county of Oswego, the people of said county have lost a beloved neighbor and friend and the State, an able and patriotic citizen; and

Whereas, He represented his district for eight consecutive years in this Body, serving as chairman of many important committees and promoting many important legislative measures, especially in relation to labor.

Resolved, That when the House adjourns, it adjourn out of respect to his memory, and that the Clerk prepare and transmit to the members of his family an engrossed copy of this Resolution.

Mr. Merritt: Mr. Speaker, I desire to second the resolution and I desire to say that nothing in the resolution can overstate the admirable qualities of Mr. Costello. I had the honor of serving in this House with him many years ago. He was not a man who attracted especial attention by reason of anything that he did upon the floor of this House in so far as oratory was concerned; but no man was more alert than he to see that the rules of the House were observed or to follow with keenness and intelligence the parliamentary procedure of the hour; and in committee he was one of the strongest men that the Northern part of this State has ever sent to the Assembly. A man of the highest honor and courage and withal a most courteous gentleman. A man who had made his way from the humblest walks of life, as many of our distinguished and useful citizens do in this country to a considerable competency, but more particularly to the position of responsibility and weight in the community in which he lived. I know enough about his relations to his people to know that he was universally trusted and respected at home, and I know enough about his position in the Legislature to be able to say that any man who can serve for a period of years as Mr. Costello did in this House and go away from it with the regard of those who knew him and with the unanimous respect and confidence of the House and of all people connected with legislative life in his time, has an enviable record here. He was a great credit to his district and to his country, and I am very glad that the gentleman from Oswego has offered this resolution and that a message of sympathy and respect may be paid him by this body in which he sat for so long a time. I move the adoption of the resolution.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Merritt, and pursuant to resolution, the House adjourned until Saturday, May 14th, at 10 o'clock A. M.

SATURDAY, MAY 14, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Addison Jones.

On motion of Mr. Hinman, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

“An act to amend the Code of Criminal Procedure, generally” (No. 1159, Rec. No. 324), which was read the first time and referred to the committee on codes.

“An act to amend the Penal Law, in relation to admitting children to public pool or billiard rooms” (No. 1260, Rec. No. 325), which was read the first time and referred to the committee on codes.

“An act to amend the State Boards and Commissions Law, in relation to the State Probation Commission” (No. 1359, Rec. No. 326), which was read the first time and referred to the committee on the judiciary.

“An act to amend the Railroad Law, in relation to the joint cost of highway bridges occupied by the tracks of a street railroad company” (No. 1468, Rec. No. 327), which was read the first time and referred to the committee on railroads.

“An act making appropriations for repairs, renewals and betterments for the several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts” (No. 1465, Rec. No. 328), which was read the first time and referred to the committee on ways and means.

“An act making additional appropriations for the New York State Training School for Boys” (No. 1384, Rec. No. 329),

which was read the first time and referred to the committee on ways and means.

"An act to establish a State college of forestry at Syracuse University, and making an appropriation therefor" (No. 1502, Rec. No. 330), which was read the first time and referred to the committee on ways and means.

"An act conferring jurisdiction upon the County Court of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law, and regulating the procedure therein" (No. 1496, Rec. No. 331), which was read the first time and referred to the committee on the judiciary.

"An act to authorize the board of assessors of the city of New York to determine and allow the damage sustained by owners of real property fronting upon any street in the borough of Manhattan, city of New York, by reason of the change of grade of such street to meet the grade of Riverside drive, or by reason of the construction of lateral driveways to connect the grade of such street with the grade of Riverside drive" (No. 1493, Rec. No. 332), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the erection of a new armory building in the city of Newburgh, New York, the acquisition of a site for the same, and making an appropriation therefor; and providing for the sale of the old armory site and building and the application of the proceeds to such new building, and for other purposes relative to the same" (No. 16, Rec. No. 333), which was read the first time and referred to the committee on ways and means.

"An act to amend section one hundred and five of article ten of chapter eighteen of the Consolidated Laws, in relation to notaries public" (No. 1483, Rec. No. 334), which was read the first time and referred to the committee on the judiciary.

"An act to confirm and validate the organization, acts and proceedings of union free school district number two of the town of Greenburgh, including a levy of a tax payable in installments, and to authorize the issuance and sale of bonds of said district pursuant thereto" (No. 1149, Rec. No. 335), which was read the first time and referred to the committee on internal affairs.

"An act to provide a charter for the city of New Rochelle" (No. 1506, Rec. No. 336), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for obtaining an expression of opinion from the electorate of the city of New Rochelle as to the charge, care and management of the street department in said city" (No. 1312, Rec. No. 338), which was read the first time and referred to the committee on affairs of cities.

"An act authorizing the Commissioners of the Land Office to complete the sale by grant and conveyance of certain unappropriated State lands" (No. 1278, Rec. No. 339), which was read the first time and referred to the committee on ways and means.

"An act making appropriation for rebuilding the dam across the Great Chazy river at Chazy lake, authorized and constructed pursuant to chapter two hundred and eighty-nine of the Laws of eighteen hundred and sixty-eight" (No. 1315, Rec. No. 340), which was read the first time and referred to the committee on ways and means.

"An act to amend the Prison Law, in relation to compensation of certain officers" (No. 1317, Rec. No. 341), which was read the first time and referred to the committee on ways and means.

"An act to amend the Code of Civil Procedure, in relation to judgment" (No. 1287, Rec. No. 342), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to pleadings" (No. 113, Rec. No. 343), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to current docket books" (No. 1467, Rec. No. 344), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure, in relation to limiting the time within which to appeal" (No. 118, Rec. No. 345), which was read the first time and referred to the committee on codes.

"An act to amend the Penal Law, in relation to misconduct by officers and directors of life or casualty insurance corporations upon the co-operative or assessment plan or of fraternal beneficiary societies, orders or associations" (No. 1145, Rec. No.

346), which was read the first time and referred to the committee on codes.

"An act to provide for the acquisition by the State of certain land in the village of Fredonia for normal school purposes, and making an appropriation therefor" (No. 185, Rec. No. 347), which was read the first time and referred to the committee on ways and means.

"An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims arising on account of the canals of this State" (No. 1310, Rec. No. 348), which was read the first time and referred to the committee on ways and means.

"An act to make an appropriation for the payment of the judgments of the Court of Claims, in claims other than those on account of the canals of this State" (No. 1311, Rec. No. 349), which was read the first time and referred to the committee on ways and means.

"An act making an appropriation for highway improvement in expediting the building of a stone road from New York to Buffalo" (No. 1447, Rec. No. 350), which was read the first time and referred to the committee on ways and means.

By unanimous consent the following bill was introduced:

Mr. Thorn introduced a bill entitled "An act to amend the Village Law, in relation to the power of a village to borrow money for certain purposes" (Int. No. 1732), which was read the first time and referred to the committee on affairs of villages.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 13, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 874, Int. No. 768), entitled "An act to provide a retirement fund for teachers in State institutions."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Thorn moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 96

NOES 00

Those who voted in the affirmative were:

Abbey	Crocker	Haines	Murray	Thorn
Allen A F	Cross	Hearn	Neupert	Toombs
Allen H E	Delano	Herrick	Nolan	Trombly
Argetsinger	Doherty	Hinman	Odell	Van Olinda
Barden	Donnelly	Holden	Oliver	Vicinus
Baumes	Ebbets	Howard	Parker	Vosburgh
Boshart	Evans	Keller	Patrie	Walters
Boylan	Eveleth	Lachman	Phillips C W	Waters
Brainerd	Farrell	Lansing	Pitkin	Weinstein
Brennan	Fay	Lowman	Raldiris	Wende
Brown C F	Feeley	Lupton	Reed	White E H
Burgoyne	Filley	Macdonald	Rozan	White L H
Callan	Fowler	MacGregor	Sanner	Whitley
Caughlan	Friend	Manley	Shea	Whitney
Cheney	Goodspeed	Marlatt	Shepardson	Wilsnack
Coffey	Goodwin	McInerney	Smith M	Wright
Colné	Graubard	McKeon	Stivers	Yale
Conklin	Greenwood	Merritt	Sullivan	Young F L
Connell	Hackett	Metzendorf	Sweet	Zorn
Cosad				

Mr. Thorn moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 1, after "years" insert "immediately preceding".

Page 1, line 6, after "years" insert "and has reached the age of seventy years".

Page 2, line 6, after "education" insert "if he shall be satisfied of the truth of the affidavit".

Page 2, line 15, after the word "hereof" strike out period and insert "provided such person has been employed by the state for ten years immediately preceding as a teacher in any college, school or institution maintained and supported by the state, and has been engaged in teaching in some college, university school, academy or institution or in the public schools of this state or elsewhere

during a period aggregating thirty years, or, having reached the age of sixty-five years, during a period aggregating thirty years, or, having reached the age of sixty-five years, during a period aggregating twenty years."

Page 2, line 23, after "dollars." strike out rest of line and all of lines 24, 25 and 26.

Page 3, strike out lines 1 and 2.

Page 3, strike out lines 3 to 9, inclusive.

Page 3, line 10, change "6" to "5". Line 19, change "7" to "6".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, engrossed and restored to the order of third reading.

A communication was received from Hon. John Hannan, mayor of the city of Ogdensburg, returning Assembly bill (No. 1688, Senate reprint No. 1153, Int. No. 1310), entitled "An act in relation to the refunding and payment of certain outstanding bonded indebtedness of the city of Ogdensburg by the issuance and sale of other bonds of said city therefor and to provide for the redemption of such refunding bonds," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. John Hannan, mayor of the city of Ogdensburg, returning Assembly bill (No. 1687, Senate reprint No. 1152, Int. No. 1309), entitled "An act in relation to the extension, improvement and development of the water works, water plant and water supply of the city of Ogdensburg and the issuance, sale and redemption of city bonds therefor," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Hinman, the House adjourned.

MONDAY, MAY 16, 1910.

The House met pursuant to adjournment.

Prayer by Rev. J. Ossewaarde.

On motion of Mr. Merritt, the reading of the journal of Saturday, May 14, 1910, was dispensed with and the same was approved.

The Senate thereupon appeared in the Assembly Chamber for the purpose of holding joint memorial services in honor of Hon. John Raines of Ontario, Hon. Patrick H. McCarren of Kings and Hon. William T. O'Neil of Franklin, late members of the Senate.

Addresses were delivered by Hon. W. W. Armstrong, Andrew McLean and John P. Badger.

On motion of Mr. Merritt, the House adjourned.

TUESDAY, MAY 17, 1910.

The House met pursuant to adjournment.

Prayer by Rev. Burton James Hotaling.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Parker gives notice that he requests that Assembly bill (No. 1709, Int. No. 1322), entitled "An act to provide for the rebuilding of a bridge across South bay in the county of Washington, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2393, Int. No. 1518), entitled "An act to amend the Liquor Tax Law, in relation to definitions, excise taxes upon the business of trafficking in liquors, enumeration, local option, statements to be made upon application for liquor tax certificates, search for

seizure and forfeiture of liquors kept for unlawful traffic, and penalties," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2550, Int. No. 1517), entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Haines gives notice that he requests that Assembly bill (No. 2587, Int. No. 1722), entitled "An act to establish a hospital commission for the city of Yonkers and to provide for the care of persons in said city suffering from tuberculosis in advanced stages," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Toombs gives notice that he requests that Assembly bill (No. 2563, Int. No. 1651), entitled "An act to amend the Greater New York charter, in relation to establishing a public recreation commission," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that Assembly bill (No. 2514, Int. No. 1699), entitled "An act to provide for county roads in certain counties adjoining cities of the first class," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Ward gives notice that he requests that Assembly bill (No. 1612, Int. No. 1259), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in

relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to form of challenge affidavits," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Lansing gives notice that he requests that the Senate bill introduced by Mr. Allen (No. 1016, Rec. No. 165), entitled "An act to amend the Judiciary Law, in relation to the salary of the stenographer of the County Court of Rensselaer county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Ward gives notice that he requests that the Senate bill introduced by Mr. Agnew (No. 636, Rec. No. 98), entitled "An act to amend the Greater New York charter, in relation to the power of the board of education to dispose of personal property," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Ward gives notice that he requests that the Senate bill introduced by Mr. Agnew (No. 274, Rec. No. 96), entitled "An act to amend the Insurance Law, in relation to religious orders," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that the Senate bill introduced by Mr. Brackett (No. 895, Rec. No. 168), entitled "An act to repeal chapter one hundred and ninety of the Laws of eighteen hundred and fifty-five, entitled 'An act in relation to auditing of accounts by the board of supervisors of Saratoga county,'" a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Odell gives notice that he requests that the Senate bill introduced by Mr. Bayne (No. 286, Rec. No. 81), entitled "An act to amend the Penal Law, in relation to the stealing or the destruction,

mutilation or concealment of a will or other testamentary instrument," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Odell gives notice that he requests that the Senate bill introduced by Mr. Bayne (No. 841, Rec. No. 80), entitled "An act amending the Code of Civil Procedure, in relation to the destruction, mutilation and concealment of wills," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Toombs gives notice that he requests that the Senate bill introduced by Mr. Brough (No. 96, Rec. No. 126), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article six of the Constitution, in relation to assignment of justices of the Supreme Court to hold Special and Trial Terms," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 1023, Rec. No. 185), entitled "An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 1024, Rec. No. 215), entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings respecting vagrants," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 1027, Rec. No. 217), entitled "An act to amend the Penal Law in relation to male per-

sons living on the earnings of prostitution," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 1029, Rec. No. 188), entitled "An act to amend the Public Health Law, in relation to payment of fines to the New York State Nurses' Association," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 1030, Rec. No. 187), entitled "An act to amend the Public Health Law, in relation to the payment of fines, penalties and forfeitures to the State Dental Society," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 1032, Rec. No. 216), entitled "An act to amend the Public Health Law, in relation to fines payable to medical societies," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Macdonald gives notice that he requests that the Senate bill introduced by Mr. Coats (No. 1033, Rec. No. 267), entitled "An act for the relief of the town of Malone, in the county of Franklin," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Patrie gives notice that he requests that the Senate bill introduced by Mr. Cordts (No. 1323, Rec. No. 271), entitled "An act to amend the Liquor Tax Law, in relation to places in which traffic in liquors shall not be permitted," a copy of which

is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Jackson gives notice that he requests that the Senate bill introduced by Mr. Cronin (No. 324, Rec. No. 237), entitled "An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into, audit, allow and provide for paying the claims of the employees of the department of docks and ferries of such city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Macdonald gives notice that he requests that the Senate bill introduced by Mr. Coats (No. 1216, Rec. No. 219), entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Macdonald gives notice that he requests that the Senate bill introduced by Mr. Coats (No. 1144, Rec. No. 268), entitled "An act to legalize the acts and proceedings of the board of trustees of the village of Saranac Lake in contracting for the pavement of certain streets in the village of Saranac Lake and making payments for the same and assessing the expenses thereof upon the property abutting upon the streets so improved in pursuance of the proposition authorizing such improvements submitted to and adopted by the electors of said village of Saranac Lake," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Sweet gives notice that he requests that the Senate bill introduced by Mr. Cobb (No. 1423, Rec. No. 270), entitled "An act to amend chapter five hundred and ninety-two of the Laws of

nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Wright gives notice that he requests that the Senate bill introduced by Mr. Davis (No. 1006, Rec. No. 221), entitled "An act to extend the corporate existence of the Enterprise Land Company and to validate its conveyances of real estate," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Thorne gives notice that he requests that the Senate bill introduced by Mr. Davis (No. 968, Rec. No. 276), entitled "An act to amend chapter one hundred and thirty-five of the Laws of eighteen hundred and eighty-four, entitled 'An act providing for the better collection of taxes in the county of Erie; for the sale by the treasurer thereof of lands in said county for unpaid taxes, and regulating the compensation of said treasurer,' in relation to cancellation of unpaid taxes in such county and to legalize certain former acts of its board of supervisors in respect thereto," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Wende gives notice that he requests that the Senate bill introduced by Mr. Davis (No. 1007, Rec. No. 199), entitled "An act to amend chapter three hundred and seventy of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Lancaster, and to repeal all acts and parts of acts relating thereto,' in relation to powers of trustees in respect to gas, water and sewer connections in the streets to be made by adjoining property owners," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that the Senate bill introduced by Mr. Davis (No. 180, Rec. No. 47), entitled "An act to amend the Civil Service Law, in relation to the publication by the State commission of an examination pamphlet and a civil list," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that the Senate bill introduced by Mr. Davis (No. 430, Rec. No. 238), entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Hinman gives notice that he requests that the Senate bill introduced by Mr. Grattan (No. 1355, Rec. No. 282), entitled "An act to amend sections one, three and seven of chapter four hundred and fourteen of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for teachers, principals and supervisors of the public schools in the city of Albany, and to regulate the collection, management and disbursement thereof,' by increasing the amount thereof, and extending its benefits to include the superintendents of schools in said city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Foley gives notice that he requests that the Senate bill introduced by Mr. Grady (No. 754, Rec. No. 87), entitled "An act to authorize the appointment of the Catholic Home Bureau for Dependent Children as general guardian of the person and property of infants under its care and control," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Abbey gives notice that he requests that the Senate bill introduced by Mr. Griffith (No. 814, Rec. No. 170), entitled "An act to amend chapter three hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Geneva,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. A. E. Smith gives notice that he requests that the Senate bill introduced by Mr. Harden (No. 1294, Rec. No. 258), entitled "An act to amend the Insurance Law, in relation to the authority of persons negotiating fire insurance," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Reed gives notice that he requests that the Senate bill introduced by Mr. Hewitt (No. 1229, Rec. No. 288), entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to corporation counsel," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Eveleth gives notice that he requests that the Senate bill introduced by Mr. Heacock (No. 915, Rec. No. 191), entitled "An act to amend chapter one hundred and fifty-seven of the Laws of eighteen hundred and forty-four, entitled 'An act to incorporate the village of Mohawk,' in relation to the cemetery commissioners of such village," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Perkins gives notice that he requests that the Senate bill introduced by Mr. Hinman (No. 1406, Rec. No. 291), entitled "An act to incorporate the Northern Baptist Convention," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that the Senate bill introduced by Mr. Hill (No. 529, Rec. No. 171), entitled "An act to amend the Forest, Fish and Game Law, in relation to penalties," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Weimert gives notice that he requests that the Senate bill introduced by Mr. Hill (No. 925, Rec. No. 161), entitled "An act to transfer a part of Niagara street in the city of Buffalo to the control and jurisdiction of the board of park commissioners of said city," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Reed gives notice that he requests that the Senate bill introduced by Mr. Hewitt (No. 1332, Rec. No. 316), entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the laying of sidewalks, curbstones and gutters and providing the method and means of payment therefor, and repealing certain sections thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Reed gives notice that he requests that the Senate bill introduced by Mr. Hewitt (No. 1327, Rec. No. 289), entitled "An act to amend chapter four hundred and thirty-three of the Laws of nineteen hundred and three, entitled 'An act authorizing the paving of streets and portions thereof, within the city of Auburn, and providing the method and means of payment therefor,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Reed gives notice that he requests that the Senate bill introduced by Mr. Hewitt (No. 1226, Rec. No. 290), entitled "An act to amend chapter four hundred and sixty-three of the Laws

of nineteen hundred and four, entitled 'An act authorizing the flushing of paved streets within the city of Auburn, and providing the method and means of payment 'herefor,' generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Keller gives notice that he requests that the Senate bill introduced by Mr. Mackenzie (No. 1309, Rec. No. 259), entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. M. Smith gives notice that he requests that the Senate bill introduced by Mr. Schlosser (No. 1377, Rec. No. 295), entitled "An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Graubard gives notice that he requests that the Senate bill introduced by Mr. C. D. Sullivan (No. 910, Rec. No. 229), entitled "An act to amend the Code of Civil Procedure, in relation to interpreters in the City Court of the city of New York," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Wood gives notice that he requests that the Senate bill introduced by Mr. Witter (No. 1046, Rec. No. 197), entitled "An act to amend the Public Health Law, in relation to burial and burial permits," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the com-

mittee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Boshart gives notice that he requests that Assembly bill (No. 2486, Int. No. 1684), entitled "An act to amend the Agricultural Law," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Lee gives notice that he requests that the Senate bill introduced by Mr. Burlingame (No. 1140, Assembly reprint No. 2583, Rec. No. 186), entitled "An act to amend the General City Law, in relation to the operation of crematories for disposal of garbage," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Conklin gives notice that he requests that Assembly bill (No. 2549, Int. No. 1516), entitled "An act to amend the Liquor Tax Law, in relation to the issuance of liquor tax certificates, and illegal sales and selling," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Lupton gives notice that he requests that Assembly bill (No. 2526, Int. No. 1295), entitled "An act to amend the Forest, Fish and Game Law, generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on third reading.

By unanimous consent, the following bills were introduced:

By Mr. Hinman, "An act to amend the Code of Civil Procedure in relation to what judges may perform duties of justices at chambers" (Int. No. 1733), which was read the first time and referred to the committee on codes.

By Mr. Sweet, "An act appropriating certain lands in the city of Oswego to the city of Oswego for school purposes" (Int. No. 1734), which was read the first time and referred to the committee on affairs of cities.

By Mr. Thompson, "An act to amend section seventy-four of

the Greater New York charter with respect to the powers of the board of estimate and apportionment of the city of New York, with reference to the grant of easements for highway purposes or for right of way purposes in, over, along or upon land held or owned by the city of New York for purposes connected with its water supply and situated outside the limits of the city of New York" (Int. No. 1735), which was read the first time and referred to the committee on affairs of cities.

By Mr. E. Young, "An act for the relief of the town of Hardenburgh, in the county of Ulster" (Int. No. 1736), which was read the first time and referred to the committee on internal affairs.

Mr. Speaker, from the committee on rules, to which was referred the resolution relative to extending the time of the joint committee to inquire into the control of State institutions," reported in favor of the adoption of the following resolution:

Whereas, The special joint committee appointed by the Legislature of 1909 to inquire into the question of a joint board of control over the financial management of the State's penal, correctional and reformatory institutions; to inquire into the question of a classification and equalization of the salaries of State employees has made a partial report but did not have sufficient time to report on the salary classification branch of its inquiry; be it

Resolved (if the Assembly concur), That the said joint committee be continued during 1910 and until its report is ready for presentation, on or before the 1st day of March, 1911; and be it further

Resolved, That the President of the Senate be and hereby is authorized and directed to fill the vacancy on behalf of the Senate existing in said committee; and the Speaker of the Assembly be and he is hereby authorized and directed to fill the vacancy existing on the part of the Assembly; and be it further

Resolved, That the unexpended balance appropriated by the Legislature of 1909 for the expenses of said committee be and hereby is reappropriated to be paid by the Treasurer upon warrant of the Comptroller and the certificate of the chairman and vice-chairman.

which report was agreed to.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Nolan	Sweet
Allen A F	Donovan	Hinman	O'Connor	Thompson
Barden	Ebbets	Hoey	Odell	Thorn
Bates	Evans	Holden	Oliver	Toombs
Baumes	Eveleth	Howard	O'Neill J J	Trombly
Bennett	Farrell	Jackson	O'Neil M A	Van Olinda
Boshart	Fay	Joseph	Parker	Vosburgh
Boylan	Filley	Keller	Patrie	Walker
Brainerd	Foley	Lachman	Perkins	Walters
Brown G W	Fowler	Lansing	Phillips J S	Ward
Burgoyne	Friend	Lee	Pitkin	Waters
Callan	Frisbie	Levy A J	Raldiris	Weiland
Chanler	Garfein	Levy J	Roberts	Weinstein
Clarke R H	Glore	Macdonald	Rozan	White E H
Coffey	Goodspeed	MacGregor	Sanner	Whitney
Colné	Goodwin	Manley	Shea	Wilkie
Conklin	Graubard	McElligott	Shepardson	Wilsnack
Connell	Greenwood	McInerney	Shortt	Wood
Cosad	Hackett	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Delano	Harwood	Metzendorf	Spielberg	Young F L
De Long	Herrick	Murray	Stivers	Zorn
De herty				

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Parker (No. 1709, Int. No. 1322), entitled "An act to provide for the rebuilding of a bridge across South bay in the county of Washington, and making an appropriation therefor," reported in favor of the passage of the same without amendment, and that the same be made a special order on third reading immediately, which report was agreed to, and said bill ordered made a special order on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Conklin (No. 2393, Int. No. 1518), entitled "An act to amend the Liquor Tax Law, in relation to definitions, excise taxes upon the business of trafficking in liquors, enumeration, local option, statements to be made upon application for liquor tax certificates, search for seizure and forfeiture of liquors kept for unlawful traffic, and penalties."

Also, Assembly bill introduced by Mr. Conklin (No. 2550, Int. No. 1517), entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and action to recover penalties."

Also, Assembly bill introduced by Mr. Haines (No. 2587, Int. No. 1722), entitled "An act to establish a hospital commission for the city of Yonkers and to provide for the care of persons in said city suffering from tuberculosis in advanced stages."

Also, Assembly bill introduced by Mr. Toombs (No. 2563, Int. No. 1651), entitled "An act to amend the Greater New York charter, in relation to establishing a public recreation commission."

Also, Assembly bill introduced by Mr. Whitney (No. 2514, Int. No. 1699), entitled "An act to provide for county roads in certain counties adjoining cities of the first class."

Also, Assembly bill introduced by Mr. Ward (No. 1612, Int. No. 1259), entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to form of challenge affidavits," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred Senate bill introduced by Mr. Allen (No. 1016, Rec. No. 165), entitled "An act to amend the Judiciary Law, in relation to the salary of the stenographer of the County Court of Rensselaer county."

Also, Senate bill introduced by Mr. Agnew (No. 636, Rec. No. 98), entitled "An act to amend the Greater New York charter, in relation to the power of the board of education to dispose of personal property."

Also, Senate bill introduced by Mr. Agnew (No. 274, Rec. No.

96), entitled "An act to amend the Insurance Law, in relation to religious orders."

Also, Senate bill introduced by Mr. Brackett (No. 895, Rec. No. 168), entitled "An act to repeal chapter one hundred and ninety of the Laws of eighteen hundred and fifty-five, entitled 'An act in relation to auditing of accounts by the board of supervisors of Saratoga county.'"

Also, Senate bill introduced by Mr. Bayne (No. 286, Rec. No. 81), entitled "An act to amend the Penal Law, in relation to the stealing or the destruction, mutilation or concealment of a will or other testamentary instrument."

Also, Senate bill introduced by Mr. Bayne (No. 841, Rec. No. 80), entitled "An act amending the Code of Civil Procedure, in relation to the destruction, mutilation and concealment of wills."

Also, Senate bill introduced by Mr. Brough (No. 96, Rec. No. 126), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article six of the Constitution, in relation to assignment of justices of the Supreme Court to hold Special and Trial Terms."

Also, Senate bill introduced by Mr. Burlingame (No. 1023, Rec. No. 185), entitled "An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York."

Also, Senate bill introduced by Mr. Burlingame (No. 1024, Rec. No. 215), entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings respecting vagrants."

Also, Senate bill introduced by Mr. Burlingame (No. 1027, Rec. No. 217), entitled "An act to amend the Penal Law, in relation to male persons living on the earnings of prostitution."

Also, Senate bill introduced by Mr. Burlingame (No. 1029, Rec. No. 188), entitled "An act to amend the Public Health Law, in relation to payment of fines to the New York State Nurses' Association."

Also, Senate bill introduced by Mr. Burlingame (No. 1030, Rec. No. 187), entitled "An act to amend the Public Health Law, in relation to the payment of fines, penalties and forfeitures to the State Dental Society."

Also, Senate bill introduced by Mr. Burlingame (No. 1032,

Rec. No. 216), entitled "An act to amend the Public Health Law, in relation to fines payable to medical societies."

Also, Senate bill introduced by Mr. Coats (No. 1033, Rec. No. 267), entitled "An act for the relief of the town of Malone, in the county of Franklin."

Also, Senate bill introduced by Mr. Cordts (No. 1323, Rec. No. 271), entitled "An act to amend the Liquor Tax Law, in relation to places in which traffic in liquors shall not be permitted."

Also, Senate bill introduced by Mr. Cronin (No. 324, Rec. No. 237), entitled "An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into, audit, allow and provide for paying the claims of the employees of the department of docks and ferries of such city."

Also, Senate bill introduced by Mr. Coats (No. 1216, Rec. No. 219), entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' generally."

Also, Senate bill introduced by Mr. Coats (No. 1144, Rec. No. 268), entitled "An act to legalize the acts and proceedings of the board of trustees of the village of Saranac Lake in contracting for the pavement of certain streets in the village of Saranac Lake and making payments for the same and assessing the expenses thereof upon the property abutting upon the streets so improved in pursuance of the proposition authorizing such improvements submitted to and adopted by the electors of said village of Saranac Lake."

Also, Senate bill introduced by Mr. Cobb (No. 1423, Rec. No. 270), entitled "An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School."

Also, Senate bill introduced by Mr. Davis (No. 1006, Rec. No. 221), entitled "An act to extend the corporate existence of the Enterprise Land Company and to validate its conveyances of real estate."

Also, Senate bill introduced by Mr. Davis (No. 968, Rec. No. 276), entitled "An act to amend chapter one hundred and thirty-five of the Laws of eighteen hundred and eighty-four, entitled 'An act providing for the better collection of taxes in the county of Erie; for the sale by the treasurer thereof of lands in said county for unpaid taxes, and regulating the compensation of said treasurer,' in relation to cancellation of unpaid taxes in such county and to legalize certain former acts of its board of supervisors in respect thereto."

Also, Senate bill introduced by Mr. Davis (No. 1007, Rec. No. 199), entitled "An act to amend chapter three hundred and seventy of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Lancaster, and to repeal all acts and parts of acts relating thereto,' in relation to powers of trustees in respect to gas, water and sewer connections in the streets to be made by adjoining property owners."

Also, Senate bill introduced by Mr. Davis (No. 180, Rec. No. 47), entitled "An act to amend the Civil Service Law, in relation to the publication by the State Commission of an examination pamphlet and a civil list."

Also, Senate bill introduced by Mr. Davis (No. 430, Rec. No. 238), entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city."

Also, Senate bill introduced by Mr. Grattan (No. 1355, Rec. No. 282), entitled "An act to amend sections one, three and seven of chapter four hundred and fourteen of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for teachers, principals and supervisors of the public schools in the city of Albany, and to regulate the collection, management and disbursement thereof,' by increasing the amount thereof, and extending its benefits to include the superintendent of schools in said city."

Also, Senate bill introduced by Mr. Grady (No. 754, Rec. No. 87), entitled "An act to authorize the appointment of the Catholic Home Bureau for Dependent Children as general guardian

of the person and property of infants under its care and control."

Also, Senate bill introduced by Mr. Griffith (No. 814, Rec. No. 170), entitled "An act to amend chapter three hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Geneva,' generally."

Also, Senate bill introduced by Mr. Harden (No. 1294, Rec. No. 258), entitled "An act to amend the Insurance Law, in relation to the authority of persons negotiating fire insurance."

Also, Senate bill introduced by Mr. Hewitt (No. 1229, Rec. No. 288), entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to corporation counsel."

Also, Senate bill introduced by Mr. Heacock (No. 915, Rec. No. 191), entitled "An act to amend chapter one hundred and fifty-seven of the Laws of eighteen hundred and forty-four, entitled 'An act to incorporate the village of Mohawk,' in relation to the cemetery commissioners of such village."

Also, Senate bill introduced by Mr. Hinman (No. 1406, Rec. No. 291), entitled "An act to incorporate the Northern Baptist Convention."

Also, Senate bill introduced by Mr. Hill (No. 529, Rec. No. 171), entitled "An act to amend the Forest, Fish and Game Law, in relation to penalties."

Also, Senate bill introduced by Mr. Hill (No. 925, Rec. No. 161), entitled "An act to transfer a part of Niagara street in the city of Buffalo to the control and jurisdiction of the board of park commissioners of said city."

Also, Senate bill introduced by Mr. Hewitt (No. 1332, Rec. No. 316), entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the laying of sidewalks, curbstones and gutters and providing the method and means of payment therefor, and repealing certain sections thereof."

Also, Senate bill introduced by Mr. Hewitt (No. 1327, Rec. No. 289), entitled "An act to amend chapter four hundred and thirty-three of the Laws of nineteen hundred and three, en-

titled 'An act authorizing the paving of streets and portions thereof, within the city of Auburn, and providing the method and means of payment therefor,' generally."

Also, Senate bill introduced by Mr. Hewitt (No. 1226, Rec. No. 290), entitled "An act to amend chapter four hundred and sixty-three of the Laws of nineteen hundred and four, entitled 'An act authorizing the flushing of paved streets within the city of Auburn, and providing the method and means of payment therefor,' generally."

Also, Senate bill introduced by Mr. Mackenzie (No. 1309, Rec. No. 259), entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof."

Also, Senate bill introduced by Mr. Schlosser (No. 1377, Rec. No. 295), entitled "An act relating to the repeal of certain sections of the Membership Corporations Law, in relation to the tax upon the gross receipts of trotting or running race meetings within the State."

Also, Senate bill introduced by Mr. C. D. Sullivan (No. 910, Rec. No. 229), entitled "An act to amend the Code of Civil Procedure, in relation to interpreters in the City Court of the city of New York."

Also, Senate bill introduced by Mr. Witter (No. 1046, Rec. No. 197), entitled "An act to amend the Public Health Law, in relation to burial and burial permits," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Boshart (No. 2486, Int. No.

1684), entitled "An act to amend the Agricultural Law," reported the same with the following amendments:

Page 8, line 13, strike out "separation" and insert "preparation".

Page 11, line 25, after "regulations" insert comma.

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill introduced by Mr. Burlingame (No. 1140, Assembly reprint No. 2583, Rec. No. 186), entitled "An act to amend the General City Law, in relation to the operation of crematories for disposal of garbage," reported the same with the following amendments:

Page 1, line 6, after the word "crematory" insert the words "in any city or".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Conklin (No. 2549, Int. No. 1516), entitled "An act to amend the Liquor Tax Law, in relation to the issuance of liquor tax certificates, and illegal sales and selling," reported the following substitute bill:

(See Appendix No. 39.)

and requests that said bill be printed, and recommitted to said committee, which report was agreed to, and said bill ordered printed, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by the committee on fisheries and game (No. 2526, Int. No. 1295), entitled "An act to amend the Forest, Fish and Game Law, generally," reported the same with the following amendments:

Page 13, line 9, after the first comma insert "eighty-two,".

Page 13, line 11, after the first comma insert "one hundred and fifteen,".

Page 21, line 9, after "Cayuga" insert in italics "Oswego, Erie, Genesee,".

Page 24, between lines 24 and 25, insert the following:

"§ 115. Black bass; open season; size and catch. The open season for black bass shall be from June sixteenth to December thirty-first, both inclusive. They shall not be taken or possessed at any other time. Black bass less than ten inches in length shall not be taken. Small mouth black bass less than twelve inches in length shall not be taken in the waters of Putnam county. No person shall take more than twenty-four black bass in one day. Whenever two or more persons are angling from the same boat, they shall not take more than thirty-six bass in one day. Black bass shall not be possessed in any county during the season that is closed throughout the entire county, or when they are unlawfully taken. Bass shall not be taken in any manner, except by angling, in any of the waters of this State."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to amend chapter seven hundred and fifty-five of the Laws of nineteen hundred and seven, entitled 'An act constituting the charter of the city of Rochester.'" (No. 1910, Int. No. 1425.)

"An act to authorize the State Comptroller to release to Ludwig Olsen all of the right, title and interest of the State in certain lands in the town of Kingston, in the county of Ulster, heretofore acquired by the State at the annual tax sale in said county in the year eighteen hundred and ninety-five." (No. 2479, Int. No. 1680.)

"An act to authorize the town of North Elba, in the county of Essex, to sell and issue its bonds, for the purpose of raising a sum, not to exceed six thousand dollars, to pay the expense of completing the construction of the sewer system in the Ruisseaumont sewer district in said town, and to provide for the payment of the interest and principal of said bonds as the same shall become due." (No. 2445, Int. No. 1659.)

"An act to amend the Code of Civil Procedure, relative to the service of summons." (No. 2283, Int. No. 1610.)

"An act to authorize the Comptroller to hear and determine the application of Washington cemetery for the redemption of certain lands in the towns formerly known as Gravesend and New Utrecht in the county of Kings from the sale by the Comptroller for unpaid assessments." (No. 2453, Int. No. 1669.)

"An act to amend the Greater New York charter, in relation to contracts for the purchase of coal." (No. 2478, Int. No. 1681.)

"An act to amend chapter one hundred and sixteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Washington county a salaried office, and regulating the management of said office,' and the acts amendatory thereof." (No. 2522, Int. No. 1704.)

"An act providing for the erection of a boathouse, shelters, wharves and retaining walls at the city of Buffalo for the Third Separate Division of the Naval Militia, upon lands of the State in the city of Buffalo, and making an appropriation therefor." (No. 235, Int. No. 230.)

"An act to amend the Tax Law, relative to taxable transfers." (No. 2560, Int. No. 1625.)

"An act to legalize bonds of the village of Pike, Wyoming county, to the amount of fifteen thousand dollars for the purpose of establishing a gravity water system and procuring the necessary water for fire protection and sanitary purposes in and for said village, and to provide for the payment of the principal and interest of said bonds." (No. 2555, Int. No. 1713.)

"An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' in relation to notice of bond sales." (No. 2556, Int. No. 1714.)

"An act to amend chapter seven hundred and fifty-one of the Laws of nineteen hundred and seven, entitled 'An act to revise the charter of the city of Binghamton,' relative to the duties and powers of police captains." (No. 2523, Int. No. 1705.)

"An act to amend chapter thirty-five of the Laws of nineteen hundred and two, entitled 'An act creating a city court in and for the city of Poughkeepsie, New York,' in relation to the salaries

of city judge and clerk of the city court." (No. 2532, Int. No. 1247.)

"An act to legalize the acts of the persons who acted as directors of the Saratoga Victory Manufacturing Company, formerly a domestic corporation having its principal place of business at Victory Mills, New York, and the conveyances executed by and taken in the name of said company, between the years eighteen hundred and sixty-six and the time this act takes effect." (No. 2557, Int. No. 1715.)

"An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' in relation to the compensation of the chief of police and policeman." (No. 2463, Int. No. 1673.)

"An act to amend the Greater New York charter, in relation to contracts for the purchase of coal." (No. 2477, Int. No. 1682.)

"An act to authorize the board of supervisors of the county of Fulton to purchase the Fulton county fair grounds." (No. 2496, Int. No. 1695.)

"An act authorizing the city of Lockport to raise money for the purpose of improving the streets and highways in said city, and to issue its bonds therefor." (No. 2136, Int. No. 1539.)

"An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the Municipal Court of the city of New York, its officers and marshals,' in relation to actions on certain contracts." (No. 2554, Int. No. 1712.)

"An act to provide for the removal of the upper lock of the old Western Inland Lock Navigation Company at Little Falls, and for the preservation of the same and for other purposes, and to repeal chapter four hundred and forty-eight of the Laws of eighteen hundred and eighty-three." (No. 2299, Int. No. 1620.)

"An act to amend the Election Law, in relation to registration of voters for village elections." (No. 2540, Int. No. 1710.)

"An act to provide for the completion of a dyke or dykes for the protection of property adjacent to the Delaware river in the town of Highland, in the county of Sullivan, and making an appropriation therefor." (No. 319, Int. No. 303.)

"An act to amend the Labor Law, in relation to mercantile inspector." (No. 1580, Int. No. 1241.)

"An act to amend the Election Law, in relation to the enrollment of party voters, nominations, primaries, conventions and party committees and repealing certain sections relating thereto." (No. 2552, Int. No. 709.)

"An act to permit the fire commissioner of the city of New York to determine the amount of pension to be allowed to James H. Ballentine from the firemen's pension fund." (No. 1083, Int. No. 914.)

"An act to amend the Code of Civil Procedure, in relation to the expenses of the judges of the Court of Claims." (No. 2584, Int. No. 385.)

"An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, entitled 'An act to provide for the planting and protection of oysters in those portions of the Great South bay lying in the towns of Islip and Babylon, in Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' the title of which was so amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, in relation to allotments of portions of such bay." (No. 2575, Int. No. 1220.)

"An act to amend chapter five hundred and sixty-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the selection, location and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor, and authorizing an issue of bonds to pay such appropriation.'" (No. 2601, Int. No. 1367.)

"An act to amend the Public Health Law, in relation to vital statistics." (No. 2602, Int. No. 1031.)

"An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members." (No. 2585, Int. No. 1200.)

On motion of Mr. A. F. Allen, the committee on rules was instructed to report Assembly bill (No. 2578, Int. No. 862), en-

titled "An act to amend article two of the Insurance Law, so far as the same is applicable to life insurance companies generally," with the following amendments:

Page 3, line 7, after the bracket and the word "No" insert "domestic" (not in italics).

Page 3, line 14, strike out all words in the line.

Page 3, line 15, strike out the first two words, "plan and", and the last four words, "other than such industrial", being all of the italicized words in the line.

Page 3, line 16, strike out the first word in line, being the word "policies" in italics.

Page 5, line 23, insert after the section number the words "limitation of expenses" in italics.

Mr. Speaker, from the committee on rules, reported said bill amended as directed.

On motion of Mr. A. F. Allen, said bill was ordered reprinted, as amended, and recommitted to said committee.

On motion of Mr. Merritt, the committee on rules was instructed to report Senate bill (No. 654, Rec. No. 71), entitled "An act to reappropriate certain unexpended balances of former appropriations."

Said bill having been announced, on motion of Mr. Merritt, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Merritt, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sullivan
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs

Baumes	Evans	Holden	Oliver	Trombly
Bennett	Eveleth	Howard	O'Neill J J	Van Olinds
Boshart	Farrell	Jackson	O'Neil M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker
Brainerd	Filley	Keller	Patrie	Walters
Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein.
Clarke R H	Garfein	Lupton	Roberts	White L H
Coffey	Goldberg	Macdonald	Rozan	Whitney
Colné	Goodspeed	MacGregor	Sanner	Wilkie
Conklin	Goodwin	Marlatt	Shea	Wilsnack
Connell	Graubard	McElligott	Shepardson	Wood
Cosad	Greenwood	McInerney	Shortt	Wright
Crocker	Hackett	McKeon	Smith A E	Yale
Delano	Haines	Merritt	Smith M	Young F L
De Long	Harwood	Metzendorf	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Merritt moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Donnelly	Higgins	O'Connor	Thompson
Allen A F	Donovan	Hinman	Odell	Toombs
Barden	Ebbets	Hoey	Oliver	Trombly
Bates	Evans	Holden	O'Neill J J	Van Olinda
Baumes	Eveleth	Howard	O'Neil M A	Vosburgh
Bennett	Farrell	Jackson	Parker	Walker
Boshart	Fay	Joseph	Patrie	Walters
Boylan	Filley	Keller	Perkins	Ward
Brainerd	Foley	Lachman	Phillips J S	Waters
Brown G W	Fowler	Lansing	Pitkin	Weiland
Burgoyne	Friend	Levy A J	Raldiris	Weinstein
Chanler	Frisbie	Lupton	Roberts	White L H
Clarke R H	Garfein	Macdonald	Rozan	Whitney
Coffey	Goldberg	MacGregor	Sanner	Wilkie
Colné	Goodspeed	Manley	Shea	Wilsnack
Conklin	Goodwin	McElligott	Shepardson	Wood
Connell	Graubard	McInerney	Shortt	Wright
Cosad	Greenwood	McKeon	Smith A E	Yale
Crocker	Hackett	Merritt	Smith M	Young F L
Delano	Haines	Metzendorf	Stivers	Zorn
De Long	Harwood	Murray	Sweet	Speaker
Doherty	Herriek	Nolan		

Mr. Merritt moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2570, Int. No. 1657) entitled "An act to provide for the leasing of camp sites within the forest preserve of the State."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 77

NOES 24

Those who voted in the affirmative were:

Allen A F	Filley	Jackson	Perkins	Vosburgh
Barden	Fowler	Lachman	Phillips J S	Walters
Baumes	Friend	Lansing	Pitkin	Ward
Boshart	Frisbie	Levy A J	Raldiris	Waters
Brainerd	Garfein	Macdonald	Rozan	Weiland
Brown G W	Goodspeed	MacGregor	Shea	Weinstein
Burgoyne	Goodwin	Manley	Shepardson	White L H
Clarke R H	Graubard	McKeon	Shortt	Whitney
Coffey	Green	Merritt	Smith A E	Wilkie
Colné	Hackett	Nolan	Smith M	Wilsnack
Conklin	Haines	Odell	Stivers	Wood
Connell	Higgins	O'Neill J J	Sweet	Wright
Cosad	Hinman	O'Neil M A	Thompson	Yale
Delano	Hoey	Parker	Toombs	Young F L
De Long	Holden	Patrie	Van Olinda	Speaker
Eveleth	Howard			

Those who voted in the negative were:

Abbey	Crocker	Gerhardt	McElligott	Roberts
Bates	Donovan	Goldberg	McInerney	Trombly
Bennett	Ebbets	Greenwood	Metzendorf	Walker
Boylan	Farrell	Harwood	Murray	Zorn
Canler	Fay	Keller	O'Connor	

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2573, Int. No. 174) entitled "An act to amend the Penal Law, in relation to members of the Legislature."

Said bill having been announced for a third reading, on motion of Mr. Lansing, and by unanimous consent, said bill was ordered placed on special order third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2562, Int. No. 1662) entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Miller W G	Stivers
Allen A F	Donovan	Hinman	Murray	Sweet
Barden	Ebbets	Hoey	Nolan	Thompson
Bates	Evans	Holden	O'Connor	Toombs
Baumes	Eveleth	Howard	Odell	Trombly
Bennett	Farrell	Jackson	Oliver	Van Olinda
Boshart	Fay	Joseph	O'Neill J J	Vosburgh
Boylan	Filley	Keller	O'Neil M A	Walker
Brainerd	Foley	Lachman	Parker	Walters
Brown G W	Fowler	Lansing	Patrie	Ward
Burgoyne	Friend	Lee	Perkins	Waters
Callan	Frisbie	Levy A J	Phillips J S	Weiland
Chanler	Garfein	Lupton	Pitkin	Weinstein
Clarke R H	Goldberg	Macdonald	Raldiris	White L H
Coffey	Goodspeed	MacGregor	Roberts	Whitney
Colné	Goodwin	Manley	Rozan	Wilkie
Conklin	Graubard	McElligott	Sanner	Wilsnack
Connell	Greenwood	McInerney	Shea	Wood
Cosad	Hackett	McKeon	Shepardson	Wright
Crocker	Haines	Merritt	Shortt	Yale
Delano	Harwood	Metzendorf	Smith A E	Young F L
De Long	Herrick	Miller J L	Smith M	Zorn
Doherty				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2370, Int. No. 391) entitled "An act to regulate the introduction of medical expert testimony."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 2

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Miller W G	Stivers
Allen A F	Donnelly	Higgins	Murray	Sweet
Barden	Donovan	Hinman	Nolan	Thompson
Bates	Ebbets	Hoey	O'Connor	Toombs
Baumes	Evans	Holden	Odell	Trombly
Bennett	Eveleth	Howard	Oliver	Van Olinda
Boshart	Farrell	Jackson	O'Neill J J	Vosburgh
Boylan	Fay	Joseph	O'Neil M A	Walker
Brainerd	Filley	Keller	Parker	Walters
Brown G W	Foley	Lachman	Patrie	Ward
Burgoyne	Fowler	Lansing	Perkins	Waters
Callan	Friend	Lee	Phillips J S	Weiland
Chanler	Frisbie	Levy A J	Pitkin	Weinstein
Clarke R H	Garfein	Lupton	Raldiris	White L H
Coffey	Goldberg	Macdonald	Roberts	Whitney
Colné	Goodspeed	Manley	Rozan	Wilsnack
Conklin	Goodwin	McElligott	Sanner	Wood
Connell	Graubard	McInerney	Shea	Wright
Cosad	Greenwood	McKeon	Shepardson	Yale
Crocker	Hackett	Merritt	Shortt	Young F L
Delano	Haines	Metzendorf	Smith A E	Zorn
De Long	Harwood	Miller J L	Smith M	

Those who voted in the negative were:

MacGregor Wilkie

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2541, Int. No. 1391) entitled "An act to amend the Public Service Commissions Law, in relation to telegraph and telephone lines and companies."

Said bill having been announced, Mr. Harwood moved that said

bill be recommitted to the committee on rules, with instructions to report the same forthwith amended as follows:

Page 3, line 12, after the word "line" strike out the period, insert a semi-colon and add the following: "except that the jurisdiction, supervision, powers and duties of the Public Service Commission in the first district shall extend under this chapter, to every telephone line which lies wholly within the city of New York and that part within the city of New York of every telephone line which lies partly within and partly without the city of New York and to the persons or corporations owning, leasing or operating any such telephone line."

Page 3, line 19, after the word "line" strike out the period, insert a semi-colon and add the following: "except that the jurisdiction, supervision, powers and duties of the Public Service Commission in the first district shall extend, under this chapter, to every telegraph line which lies wholly within the city of New York and that part within the city of New York of every telegraph line which lies partly within and partly without the city of New York and to persons or corporations owning, leasing or operating any such telegraph line."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 88

NOES 16

Those who voted in the affirmative were:

Abbey	Cross	Haines	O'Connor	Thompson
Allen A F	Delano	Harwood	Odell	Toombs
Barden	De Long	Higgins	O'Neill J J	Trombly
Bates	Doherty	Hinman	Parker	Van Olinda
Baumes	Donovan	Hoev	Patrie	Vosburgh
Bennett	Ebbets	Holden	Perkins	Walters
Boshart	Eveleth	Howard	Phillips J S	Ward
Brainerd	Farrell	Jackson	Pitkin	Waters
Brown G W	Filley	Keller	Raldiris	Weiland
Burgoyne	Fowler	Lachman	Roberts	Weinstein
Chanler	Frisbie	Lansing	Rozan	White L H
Clarke R H	Garfein	Macdonald	Shea	Whitney

Coffey	Goldberg	MacGregor	Shepardson	Wilkie
Colné	Goodspeed	Manley	Shortt	Wood
Conklin	Goodwin	McElligott	Smith M	Wright
Connell	Graubard	McInerney	Stivers	Yale
Cosad	Green	Merritt	Sweet	Young F L
Crocker	Greenwood	Murray		

Those who voted in the negative were:

Boylan	Gerhardt	McCue	Oliver	Smith A E
Donnelly	Hackett	McKeon	O'Neil M A	Walker
Fay	Levy A J	Metzendorf	Sanner	Zorn
Friend				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 740, Int. No. 672) entitled "An act to amend the Insanity Law, relative to habeas corpus or certiorari in behalf of insane persons in State Hospitals."

Said bill having been announced, Mr. Chanler moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 2, line 24, after the word "application" strike out the word "for" and insert the following in italics: "made within six months after the denial of".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, engrossed and restored to the order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2592, Int. No. 842) entitled "An act to amend the General Business Law, in relation to trade marks."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Murray	Sullivan
Allen A F	Donovan	Hinman	Nolan	Sweet
Barden	Ebbets	Hoey	O'Connor	Thompson
Bates	Evans	Holden	Odell	Toombs
Baumes	Eveleth	Howard	Oliver	Trombly
Bennett	Farrell	Jackson	O'Neill J J	Van Olinda
Boshart	Fay	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walker
Brainerd	Foley	Lachman	Patrie	Walters
Brown G W	Fowler	Lansing	Perkins	Ward
Burgoyne	Friend	Lee	Phillips J S	Waters
Callan	Frisbie	Levy A J	Pitkin	Weiland
Chanler	Garfein	Lupton	Raldiris	Weinstein
Clarke R H	Goldberg	Macdonald	Roberts	White L H
Coffey	Goodspeed	MacGregor	Rozan	Whitney
Colné	Goodwin	Manley	Sanner	Wilkie
Conklin	Graubard	McElligott	Shea	Wilsnack
Connell	Greenwood	McGrath	Shepardson	Wood
Cosad	Hackett	McInerney	Shortt	Wright
Crocker	Haines	McKeon	Smith A E	Yale
Delano	Harwood	Merritt	Smith M	Young F L
De Long	Herrick	Metzendorf	Stivers	Zorn
Doherty				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1709, Int. No. 1322) entitled "An act to provide for the rebuilding of a bridge across South bay in the county of Washington, and making an appropriation therefor."

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus

Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2558, Int. No. 486) entitled "An act to amend the Education Law, by abolishing the office of school commissioner, creating the office of district superintendent of schools and prescribing the powers, duties and responsibilities of such superintendent."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading. Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 78

NOES 26

Those who voted in the affirmative were:

Abbey	De Long	Graubard	Merritt	Smith A E
Allen A F	Doherty	Haines	O'Connor	Stivers
Barden	Donnelly	Harwood	Odell	Sweet
Bates	Donovan	Higgins	Oliver	Trombly
Baumes	Evans	Hinman	O'Neil M A	Van Olinda
Bennett	Eveleth	Holden	Parker	Vosburgh
Boshart	Farrell	Howard	Patrie	Weinstein
Brown C F	Fay	Keller	Perkins	White L H
Brown G W	Filley	Lansing	Phillips J S	Whitney

Burgoyne	Foley	Levy A J	Pitkin	Wilkie
Clarke R H	Fowler	Macdonald	Roberts	Wilsnack
Conklin	Frisbie	MacGregor	Rozan	Wood
Connell	Garfein	Manley	Sanner	Young F L
Crocker	Gerken	McCue	Shepardson	Zorn
Cross	Goldberg	McElligott	Shortt	Speaker
Delano	Goodspeed	McKeon		

Those who who voted in the negative were:

Brainerd	Gerhardt	Herrick	Neupert	Walters
Chanler	Goodwin	Hoey	O'Neill J J	Ward
Coffey	Gray	Lachman	Shea	Waters
Colné	Greenwood	Lupton	Smith M	Wright
Cosad	Hackett	Metzendorf	Thompson	Yale
Ebbets				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2423, Int. No. 1180) entitled "An act to amend the Public Health Law, in relation to the practice of pharmacy."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2421, Int. No. 1181) entitled "An act to amend the Education Law, in relation to creating a State board of examiners in pharmacy and conferring certain powers, in respect to pharmacy, on the State Board of Regents."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2594, Int. No. 453) entitled "An act to amend the Tax Law, in relation to the exemption from taxation of all property of a municipal corporation used and maintained for a municipal water supply."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2595, Int. No. 1648) entitled "An act to amend the Code of Criminal Procedure, in relation to bail of children accused of minor offenses."

On motion of Mr. Burgoyne, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colin	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1430, Rec. No. 337) entitled "An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for the insane."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2571, Int. No. 1638) entitled "An act to amend the General Business Law, in relation to size of barrel for quinces and pears, and repealing section two hundred and sixty-three of the Agricultural Law."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 1618, Int. No. 1265) entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river as authorized by chapter seven hundred and fifty-two of the Laws of nineteen hundred and chapter six hundred and ninety-one of the Laws of nineteen hundred and five."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 1617, Int. No. 1264) entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2559, Int. No. 671) entitled "An act to amend the Code of Civil Procedure, relative to the issuance of writs of habeas corpus or certiorari in behalf of insane persons in State hospitals."

Said bill having been announced, Mr. Chanler moved that said

bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

On page 2, line 13, after the word "writ" insert in italics the following: "within six months preceeding the application".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the special order of third reading.

Mr. Speaker announced the special order, being the bill (No. 2525, Int. No. 1707) entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the board constituting the trustees of the police relief and pension fund of said city."

On motion of Mr. Reed, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley

Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2350, Int. No. 1633) entitled "An act to amend the Judiciary Law, in relation to court attendants in Monroe county."

On motion of Mr. C. W. Phillips, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright

Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2490, Int. No. 1688) entitled "An act to amend the Greater New York charter, in relation to restricting the use of Ocean boulevard in the borough of Brooklyn in the city of New York."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2111, Int. No. 1275) entitled "An act to amend the Code of Civil Procedure, in relation to an action to annul a marriage where one of the parties is under the age of consent, and to repeal section seventeen hundred and forty-two, relating thereto."

On motion of Mr. Garfein, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 60

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland

Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2546, Int. No. 1500) entitled "An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for the insane."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H

Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 405, Int. No. 390) entitled "An act to establish a public school teachers' retirement fund in Ulster county."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2393, Int. No. 1518) entitled "An act to amend the Liquor Tax Law, in relation to definitions, excise taxes upon the business of trafficking in liquors, enumeration, local option, statements to be made upon application for liquor tax certificates, search for seizure and forfeiture of liquors kept for unlawful traffic, and penalties."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2550, Int. No. 1517) entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the bill (No. 2587, Int. No. 1722) entitled "An act to establish a hospital com-

mission for the city of Yonkers and to provide for the care of persons in said city suffering from tuberculosis in advanced stages."

On motion of Mr. Haines, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2563, Int. No. 1651) entitled "An act to amend the Greater New York charter, in relation to establishing a public recreation commission."

On motion of Mr. Toombs, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2514, Int. No. 1699) entitled "An act to provide for county roads in certain counties adjoining cities of the first class."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sullivan
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Bennett	Eveleth	Howard	O'Neill J J	Van Olinda
Boshart	Farrell	Jackson	O'Neil M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker
Brainerd	Filley	Keller	Patrie	Walters
Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein
Clarke R H	Garfein	Lupton	Roberts	White L H
Coffey	Goldberg	Macdonald	Rozan	Whitney
Colné	Goodspeed	MacGregor	Sanner	Wilkie
Conklin	Goodwin	Manley	Shea	Wilsnack
Connell	Graubard	McElligott	Shepardson	Wood
Cosad	Greenwood	McInerney	Shortt	Wright
Crocker	Hackett	McKeon	Smith A E	Yale
Delano	Haines	Merritt	Smith M	Young F L
De Long	Harwood	Metzendorf	Stivers	Zorn

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1613, Int. No. 1259) entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to form of challenge affidavits."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1016, Rec. No. 165) entitled "An act to amend the Judiciary Law, in relation to the salary of the stenographer of the County Court of Rensselaer county."

On motion of Mr. Filley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Stivers
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Bennett	Eveleth	Howard	O'Neill J J	Van Olinda
Boshart	Farrell	Jackson	O'Neil M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker
Brainerd	Filley	Keller	Patrie	Walters
Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein
Clarke R H	Garfein	Lupton	Roberts	White E H
Coffey	Goldberg	Macdonald	Rozan	Whitney
Colné	Goodspeed	MacGregor	Sanner	Wilkie
Conklin	Goodwin	Manley	Shea	Wilsnack
Connell	Graubard	McElligott	Shepardson	Wood
Cosad	Greenwood	McInerney	Shortt	Wright
Crocker	Hackett	McKeon	Smith A E	Yale
Delano	Haines	Merritt	Smith M	Young F L
De Long	Harwood	Metzendorf	Spielberg	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 636, Rec. No. 98) entitled "An act to amend the Greater New York charter, in relation to the power of the board of education to dispose of personal property."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 274, Rec. No. 96) entitled "An act to amend the Insurance Law, in relation to religious orders."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 895, Rec. No. 168) entitled "An act to repeal chapter one hundred and ninety of the Laws of eighteen hundred and fifty-five, entitled 'An act in relation to auditing of accounts by the board of supervisors of Saratoga county.'"

Said bill having been announced for a second reading, on motion of Mr. Whitney, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the Senate bill (No. 286, Rec. No. 81) entitled "An act to amend the Penal Law, in relation to the stealing or the destruction, mutilation or concealment of a will or other testamentary instrument."

On motion of Mr. Shortt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sullivan
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Bennett	Eveleth	Howard	O'Neill J J	Van Olinda
Boshart	Farrell	Jackson	O'Neil M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker
Brainerd	Filley	Keller	Patrie	Walters

Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein
Clarke R H	Garfein	Lupton	Roberts	White L H
Coffey	Goldberg	Macdonald	Rozan	Whitney
Colné	Goodspeed	MacGregor	Sanner	Wilkie
Conklin	Goodwin	Manley	Shea	Wilsnack
Connell	Graubard	McElligott	Shepardson	Wood
Cosad	Greenwood	McInerney	Shortt	Wright
Crocker	Hackett	McKeon	Smith A E	Yale
Delano	Haines	Merritt	Smith M	Young F
De Long	Harwood	Metzendorf	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 841, Rec. No. 80) entitled "An act amending the Code of Civil Procedure, in relation to the destruction, mutilation and concealment of wills."

On motion of Mr. Shortt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 1

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Neupert	Sweet
Allen A F	Donovan	Hinman	Nolan	Thompson
Barden	Ebbets	Hoey	O'Connor	Thorn
Bates	Evans	Holden	Odell	Toombs
Baumes	Eveleth	Howard	Oliver	Trombly
Bennett	Farrell	Jackson	O'Neill J J	Van Olinda
Boshart	Fay	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walker
Brainerd	Foley	Lachman	Patrie	Walters
Brown G W	Fowler	Lansing	Perkins	Ward
Burgoyne	Friend	Lee	Pitkin	Waters
Callan	Frisbie	Levy A J	Raldiris	Wieland
Chanler	Garfein	Lupton	Roberts	Weinstein
Clarke R H	Goldberg	Macdonald	Rozan	White L H
Coffey	Goodspeed	MacGregor	Sanner	Whitney
Colné	Goodwin	Manley	Shea	Wilkie

Conklin	Graubard	McElligott	Shepardson	Wilsnack
Connell	Greenwood	McInerney	Shortt	Wood
Cosad	Hackett	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Delano	Harwood	Metzendorf	Spielberg	Young F L
De Long	Herrick	Murray	Stivers	Zorn
Doherty				

In the negative:

Phillips J S

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 96, Rec. No. 126) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article six of the Constitution, in relation to assignment of justices of the Supreme Court to hold Special and Trial Terms."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1023, Rec. No. 185) entitled "An act to amend the Public Health Law, in relation to the payment of fines to the Pedic Society of the State of New York."

On motion of Mr. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly

Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1024, Rec. No. 215) entitled "An act to amend the Code of Criminal Procedure, in relation to proceedings respecting vagrants."

On motion of Mr. Fowler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thompson
Allen H E	Doherty	Harwood	Metzendorf	Thorn
Argetsinger	Donnelly	Hearn	Miller J L	Toombs
Barden	Donovan	Herrick	Murray	Trombly
Baumes	Ebbets	Higgins	Neupert	Van Olinda
Beck	Evans	Hinman	Nolan	Vicinus
Bennett	Eveleth	Hoey	O'Connor	Vosburgh
Boshart	Farrell	Holden	Odell	Walters

Boylan	Fay	Howard	Parker	Ward
Brainerd	Feeley	Jackson	Patrie	Waters
Brown C F	Filley	Joseph	Perkins	Weiland
Brown G W	Foley	Keller	Phillips J S	Weinstein
Burgoyne	Fowler	Kopp	Pitkin	Wende
Callan	Friend	Lachman	Raldiris	White E H
Chanler	Frisbie	Lansing	Reed	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Coffey	Gerken	Macdonald	Shea	Wilkie
Colné	Goldberg	MacGregor	Shepardson	Wilsnack
Conklin	Goodspeed	Manley	Smith A E	Wood
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E L
Crocker	Greenwood	McInerney	Sullivan	Young F L
Cross	Hackett	McKeon	Sweet	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1027, Rec. No. 217) entitled "An act to amend the Penal Law, in relation to male persons living on the earnings of prostitution."

On motion of Mr. Fowler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Tombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland

Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1029, Rec. No. 188) entitled "An act to amend the Public Health Law, in relation to payment of fines to the New York State Nurses' Association."

On motion of Mr. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley

Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message, that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1030, Rec. No. 187) entitled "An act to amend the Public Health Law, in relation to the payment of fines, penalties and forfeitures to the State Dental Society."

On motion of Mr. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herriek	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack

Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1032, Rec. No. 216) entitled "An act to amend the Public Health Law, in relation to fines payable to medical societies."

On motion of Mr. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olind
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1033, Rec. No. 267) entitled "An act for the relief of the town of Malone, in the county of Franklin."

On motion of Mr. Macdonald, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1323, Rec. No. 271) entitled "An act to amend the Liquor Tax Law, in relation to places in which traffic in liquors shall not be permitted."

On motion of Mr. Patrie, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herriek	Murray	Sullivan
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Bennett	Eveleth	Howard	O'Neill J J	Van Olinda
Boshart	Farrell	Jackson	O'Neill M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker
Brainerd	Filley	Keller	Patrie	Walters
Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein
Clarke R H	Garfein	Lupton	Roberts	White L H
Coffey	Goldberg	Macdonald	Rozan	Whitley
Colné	Goodspeed	MacGregor	Sanner	Wilkie
Conklin	Goodwin	Manley	Shea	Wilsnack
Connell	Graubard	McElligott	Shepardson	Wood
Cosad	Greenwood	McInerney	Shortt	Wright
Crocker	Hackett	McKeon	Smith A E	Yale
Delano	Haines	Merritt	Smith M	Young F L
De Long	Harwood	Metzendorf	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 324, Rec. No. 237) entitled "An act to authorize and empower the board of estimate and apportionment of the city of New York to examine and inquire into, audit, allow and provide for

paying the claims of the employees of the department of docks and ferries of such city."

On motion of Mr. A. E. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1216, Rec. No. 219) entitled "An act to amend chapter twenty-nine of the Laws of nineteen hundred and two, entitled 'An act to make the office of sheriff of Franklin county a salaried office, in part, and to regulate the management thereof,' generally."

On motion of Mr. Delano, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Haines	Merritt	Thompson
Allen H E	De Long	Harwood	Metzendorf	Thorn
Argetsinger	Dogherty	Hearn	Miller J L	Toombs
Barden	Donnelly	Herrick	Murray	Trombly
Baumes	Donovan	Higgins	Neupert	Van Olinda
Beck	Ebbets	Hinman	Nolan	Vicinus
Bennett	Evans	Hoey	O'Connor	Vosburgh
Boshart	Eveleth	Holden	Odell	Walters
Boylan	Farrell	Howard	Parker	Ward
Brainerd	Fay	Jackson	Patrie	Waters
Brown C F	Feeley	Joseph	Perkins	Weiland
Brown G W	Filley	Keller	Phillips C W	Weinstein
Burgoyne	Foley	Kopp	Phillips J S	Wende
Callan	Fowler	Lachman	Pitkin	White E H
Caughlan	Friend	Lansing	Raldiris	White L H
Chanler	Frisbie	Lowman	Reed	Whitley
Cheney	Garfein	Iupton	Rozan	Whitney
Clarke R H	Gerhardt	Macdonald	Sanner	Wilkie
Coffey	Gerken	MacGregor	Shea	Wilsnack
Colné	Goldberg	Manley	Shepardson	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Yale
Connell	Goodwin	McCue	Smith M	Young E
Cosad	Graubard	McInerney	Stivers	Young F L
Crocker	Greenwood	McKeon	Sweet	Zorn
Cross	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1144, Rec. No. 268) entitled "An act to legalize the acts and proceedings of the board of trustees of the village of Saranac Lake in contracting for the pavement of certain streets in the village of Saranac Lake and making payments for the same and assessing the expenses thereof upon the property abutting upon

the streets so improved in pursuance of the proposition authorizing such improvements submitted to and adopted by the electors of said village of Saranac Lake."

On motion of Mr. Shea, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoev	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Water
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1423, Rec. No. 270) entitled "An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred

and nine, relating to the construction of new buildings for the Oswego Normal and Training School."

On motion of Mr. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olind
Back	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1006, Rec. No. 221) entitled "An act to extend the corporate existence of the Enterprise Land Company and to validate its conveyances of real estate."

On motion of Mr. MacGregor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 968, Rec. No. 276) entitled "An act to amend chapter one hundred and thirty-five of the Laws of eighteen hundred and eighty-four, entitled 'An act providing for the better collection of taxes in the county of Erie: for the sale by the treasurer thereof of lands in said county for unpaid taxes, and regulating

the compensation of said treasurer,' in relation to cancellation of unpaid taxes in such county and to legalize certain former acts of its board of supervisors in respect thereto."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1007, Rec. No. 199) entitled "An act to amend chapter three hundred and seventy of the Laws of eighteen hundred and ninety-seven, entitled 'An act to revise, amend and consolidate the several acts relating to the village of Lancaster, and to repeal all acts and parts of acts relating thereto,' in relation to powers of trustees in respect to gas, water and sewer connections in the streets to be made by adjoining property owners."

On motion of Mr. MacGregor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Fillee	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Roldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley

Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 180, Rec. No. 47) entitled "An act to amend the Civil Service Law, in relation to the publication by the State commission of an examination pamphlet and a civil list."

On motion of Mr. MacGregor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thompson
Allen A F	Doherty	Harwood	Metzendorf	Thorn
Argetsinger	Donnelly	Hearn	Miller J L	Toombs
Barden	Donovan	Herrick	Murray	Trombly
Baumes	Ebbets	Higgins	Neupert	Van Olinda
Beck	Evans	Hinman	Nolan	Vicinus
Bennett	Eveleth	Hoey	O'Connor	Vosburgh
Boshart	Farrell	Holden	Odell	Walters
Boylan	Fay	Howard	Parker	Ward
Brainerd	Feeley	Jackson	Patrie	Waters
Brown C F	Filley	Joseph	Perkins	Weiland
Brown G W	Foley	Keller	Phillips C W	Weinstein
Burgoyne	Fowler	Kopp	Phillips J S	Wende
Callan	Friend	Lachman	Pitkin	White E H
Chanler	Frisbie	Lansing	Raldiris	White L H
Cheney	Garfein	Lowman	Reed	Whitley
Charke R H	Gerhardt	Lupton	Rozan	Whitney
Coffey	Gerken	Macdonald	Sanner	Wilkie
Colné	Goldberg	MacGregor	Shea	Wilsnack
Conklin	Goodspeed	Manley	Shepardson	Wood

Connell	Goodwin	Marlatt	Smith A E	Yale
Cosad	Graubard	McCue	Smith M	Young E
Crocker	Greenwood	McInerney	Stivers	Young F L
Cross	Hackett	McKeon	Sweet	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 430, Rec. No. 238) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of refunding temporary loan bonds heretofore issued to raise money for the purchase of property to be used for a turning basin in Buffalo river in said city."

On motion of Mr. MacGregor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thompson
Allen H E	Doherty	Harwood	Metzendorf	Thorn
Argetsinger	Donnelly	Hearn	Miller J L	Toombs
Barden	Donovan	Herrick	Murray	Trombly
Baumes	Ebbets	Higgins	Neupert	Van Olinda
Beck	Evans	Hinman	Nolan	Vicinus
Bennett	Eveleth	Hoey	O'Connor	Vosburgh
Boshart	Farrell	Holden	Odell	Walters
Boylan	Fay	Howard	Parker	Ward
Brainerd	Feeley	Jackson	Patrie	Waters
Brown C F	Filley	Joseph	Perkins	Weiland
Brown G W	Foley	Keller	Phillips J S	Weinstein
Burgoyne	Fowler	Kopp	Pitkin	Wende
Callan	Friend	Lachman	Raldiris	White E H
Chanler	Frisbie	Lansing	Reed	White L H
Cheney	Garfein	Lowman	Rozan	Whitley
Clarke R H	Gerhardt	Lupton	Sanner	Whitney
Coffey	Gerken	Macdonald	Shea	Wilkie
Colné	Goldberg	MacGregor	Shepardson	Wilsnack
Conklin	Goodspeed	Manley	Shortt	Wood

Connell	Goodwin	Marlatt	Smith A E	Yale
Cosad	Graubard	McCue	Smith M	Young E
Crocker	Greenwood	McInerney	Stivers	Young F L
Cross	Hackett	McKeon	Sweet	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1355, Rec. No. 282) entitled "An act to amend sections one, three and seven of chapter four hundred and fourteen of the Laws of nineteen hundred and seven, entitled 'An act to establish a retirement fund for teachers, principals and supervisors of the public schools in the city of Albany, and to regulate the collection, management and disbursement thereof,' by increasing the amount thereof, and extending its benefits to include the superintendent of schools in said city."

On motion of Mr. Hinman, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H

Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 754, Rec. No. 87) entitled "An act to authorize the appointment of the Catholic Home Bureau for Dependent Children as general guardian of the person and property of infants under its care and control."

On motion of Mr. Hoey, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 112

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Higgins	Nolan	Sweet
Allen A F	Donnelly	Hinman	O'Connor	Thompson
Barden	Donovan	Hoey	Odell	Thorn
Bates	Ebbets	Holden	Oliver	Toombs
Baumes	Evans	Howard	O'Neill J J	Trombly
Bennett	Eveleth	Jackson	O'Neil M A	Van Olinda
Boshart	Farrell	Joseph	Parker	Vosburgh
Boylan	Fay	Keller	Patrie	Walker
Brainerd	Filley	Lachman	Perkins	Walters
Brown G W	Foley	Lansing	Phillips J S	Ward
Burgoyne	Fowler	Lee	Pitkin	Waters
Callan	Friend	Levy A J	Raldiris	Weiland
Chanler	Frisbie	Lupton	Roberts	Weinstein
Cheney	Garfein	Macdonald	Rosan	White L H
Clarke R H	Goldberg	MacGregor	Sanner	Whitney
Coffey	Goodspeed	Manley	Shea	Wilkie
Colné	Goodwin	McElligott	Shepardson	Wilsnack

Conklin	Graubard	McInerney	Shortt	Wood
Connell	Greenwood	McKeon	Smith A E	Wright
Cosad	Hackett	Merritt	Smith M	Yale
Crocker	Haines	Metzendorf	Spielberg	Young F L
Delano	Harwood	Murray	Stivers	Zorn
DeLong	Herrick			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 814, Rec. No. 170) entitled "An act to amend chapter three hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Geneva,' generally."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1294, Rec. No. 258) entitled "An act to amend the Insurance Law, in relation to the authority of persons negotiating fire insurance."

On motion of Mr. A. F. Allen, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Nolan	Sweet
Allen A F	Donovan	Hinman	O'Connor	Thompson
Barden	Ebbets	Hoey	Odell	Thorn
Bates	Evans	Holden	Oliver	Toombs
Baumes	Eveleth	Howard	O'Neill J J	Trombly
Bennett	Farrell	Jackson	O'Neil M A	Van Olinda
Boshart	Fay	Joseph	Parker	Vosburgh

Boylan	Filley	Keller	Patrie	Walker
Brainerd	Foley	Lachman	Perkins	Walters
Brown G W	Fowler	Lansing	Phillips J S	Ward
Burgoyne	Friend	Lee	Pitkin	Waters
Callan	Frisbie	Levy A J	Raldiris	Weiland
Chanler	Garfein	Lupton	Roberts	Weinstein
Clarke R H	Goldberg	Macdonald	Rosan	White L H
Coffey	Goodspeed	MacGregor	Sanner	Whitney
Colné	Goodwin	Manley	Shea	Wilkie
Conklin	Graubard	McElligott	Shepardson	Wilsnack
Connell	Greenwood	McInerney	Shörtt	Wood
Cosad	Hackett	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Delano	Harwood	Metzendorf	Spielberg	Young F L
De Long	Herrick	Murray	Stivers	Zorn
Doherty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1229, Rec. No. 288) entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to corporation counsel."

On motion of Mr. Reed, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland

Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende
Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 915, Rec. No. 191) entitled "An act to amend chapter one hundred and fifty-seven of the Laws of eighteen hundred and forty-four, entitled 'An act to incorporate the Village of Mohawk,' in relation to the cemetery commissioners of such village."

On motion of Mr. Eveleth, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thompson
Allen H E	De Long	Haines	Merritt	Thorn
Argetsinger	Doherty	Harwood	Metzendorf	Toombs
Barden	Donnelly	Hearn	Miller J L	Trombly
Baumes	Donovan	Herrick	Murray	Van Olinda
Beck	Ebbets	Higgins	Neupert	Vicinus
Bennett	Evans	Hinman	Nolan	Vosburgh
Boshart	Eveleth	Hoey	O'Connor	Walters
Boylan	Farrell	Holden	Odell	Ward
Brainerd	Fay	Howard	Parker	Waters
Brown C F	Feeley	Jackson	Patrie	Weiland
Brown G W	Filley	Joseph	Perkins	Weinstein
Burgoyne	Foley	Keller	Phillips J S	Wende

Callan	Fowler	Kopp	Pitkin	White E H
Chanler	Friend	Lachman	Raldiris	White L H
Cheney	Frisbie	Lansing	Reed	Whitley
Clarke R H	Garfein	Lowman	Rozan	Whitney
Coffey	Gerhardt	Lupton	Sanner	Wilkie
Colné	Gerken	Macdonald	Shea	Wilsnack
Conklin	Goldberg	MacGregor	Shepardson	Wood
Connell	Goodspeed	Manley	Smith A E	Yale
Cosad	Goodwin	Marlatt	Smith M	Young E
Crocker	Graubard	McCue	Stivers	Young F L
Cross	Greenwood	McInerney	Sweet	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1406, Rec. No. 291) entitled "An act to incorporate the Northern Baptist Convention."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 529, Rec. No. 171) entitled "An act to amend the Forest, Fish and Game Law, in relation to penalties."

On motion of Mr. Lupton, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters

Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 925, Rec. No. 161) entitled "An act to transfer a part of Niagara street in the city of Buffalo to the control and jurisdiction of the board of park commissioners of said city."

Said bill having been announced for a second reading, on motion of Mr. MacGregor, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the Senate bill (No. 1332, Rec. No. 316) entitled "An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the laying of sidewalks, curbstones and gutters and providing the method and means of payment therefor, and repealing certain sections thereof."

On motion of Mr. Reed, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Thorn
Allen H E	Doherty	Hearn	Miller J L	Toombs
Argetsinger	Donnelly	Herrick	Murray	Trombly
Barden	Donovan	Higgins	Neupert	Van Olinda
Baumes	Ebbets	Hinman	Nolan	Vicinus
Beck	Evans	Hoey	O'Connor	Vosburgh
Bennett	Eveleth	Holden	Odell	Walters
Boshart	Farrell	Howard	Parker	Ward
Boylan	Fay	Jackson	Patrie	Waters
Brainerd	Feeley	Joseph	Perkins	Weiland
Brown C F	Filley	Keller	Phillips C W	Weinstein
Brown G W	Foley	Kopp	Phillips J S	Wende
Burgoyne	Fowler	Lachman	Pitkin	White E H
Callan	Friend	Lansing	Raldiris	White L H
Chanler	Frisbie	Lowman	Reed	Whitley
Cheney	Garfein	Lupton	Rozan	Whitney
Clarke R H	Gerhardt	Macdonald	Sanner	Wilkie
Coffey	Gerken	MacGregor	Shea	Wilsnack
Colné I	Goldberg	Manley	Shepardson	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McCue	Smith M	Yale
Cosad	Graubard	McInerney	Stivers	Young E
Crocker	Greenwood	McKeon	Sweet	Young F L
Cross	Hackett	Merritt	Thompson	Zorn
Dana	Haines			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1327, Rec. No. 289) entitled "An act to amend chapter four hundred and thirty-three of the Laws of nineteen hundred and three, entitled 'An act authorizing the paving of streets and portions thereof, within the city of Auburn, and providing the method and means of payment therefor,' generally."

On motion of Mr. Reed, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

•NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Thorn
Allen H E	Doherty	Hearn	Miller J L	Toombs
Argetsinger	Donnelly	Herrick	Murray	Trombly
Barden	Donovan	Higgins	Neupert	Van Olinda
Baumes	Ebbets	Hinman	Nolan	Vicinus
Beck	Evans	Hoey	O'Connor	Vosburgh
Bennett	Eveleth	Holden	Odell	Walters
Boshart	Farrell	Howard	Parker	Ward
Boylan	Fay	Jackson	Patrie	Waters
Brainerd	Feeley	Joseph	Perkins	Weiland
Brown C F	Filley	Keller	Phillips C W	Weinstein
Brown G W	Foley	Kopp	Phillips J S	Wende
Burgoyne	Fowler	Lachman	Pitkin	White E H
Callan	Friend	Lansing	Raldiris	White L H
Chanler	Frisbie	Lowman	Reed	Whitley
Cheney	Garfein	Lupton	Rozan	Whitney
Clarke R H	Gerhardt	Macdonald	Sanner	Wilkie
Coffey	Gerken	MacGregor	Shea	Wilsnack
Colné	Goldberg	Manley	Shepardson	Wood
Conklin	Goodspeed	Marlatt	Smith A E	Wright
Connell	Goodwin	McCue	Smith M	Yale
Cosad	Graubard	McInerney	Stivers	Young E
Crocker	Greenwood	McKeon	Sweet	Young F L
Cross	Hackett	Merritt	Thompson	Zorn
Dana	Haines			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1226, Rec. No. 290) entitled "An act to amend chapter four hundred and sixty-three of the Laws of nineteen hundred and four, entitled 'An act authorizing the flushing of paved streets within the city of Auburn, and providing the method and means of payment therefor,' generally."

On motion of Mr. Reed, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Harwood	Metzendorf	Thorn
Allen H E	Doherty	Hearn	Miller J L	Toombs
Argetsinger	Donnelly	Herrick	Murray	Trombly
Barden	Donovan	Higgins	Neupert	Van Olinda
Baumes	Ebbets	Hinman	Nolan	Vicinus
Beck	Evans	Hoey	O'Connor	Vosburgh
Bennett	Eveleth	Holden	Odell	Walters
Boshart	Farrell	Howard	Parker	Ward
Boylan	Fay	Jackson	Patrie	Waters
Brainerd	Feeley	Joseph	Perkins	Weiland
Brown C F	Filley	Keller	Phillips J S	Weinstein
Brown G W	Foley	Kopp	Pitkin	Wende
Burgoyne	Fowler	Lachman	Raldiris	White E H
Callan	Friend	Lansing	Reed	White L H
Chanler	Frisbie	Lowman	Rozan	Whitley
Cheney	Garfein	Lupton	Sanner	Whitney
Clarke R H	Gerhardt	Macdonald	Shea	Wilkie
Coffey	Gerken	MacGregor	Shepardson	Wilsnack
Colné	Goldberg	Manley	Smith A E	Wood
Conklin	Goodspeed	Marlatt	Smith M	Wright
Connell	Goodwin	McCue	Stivers	Yale
Cosad	Graubard	McInerney	Sullivan	Young E
Crocker	Greenwood	McKeon	Sweet	Young F L
Cross	Hackett	Merritt	Thompson	Zorn
Dana	Haines			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1309, Rec. No. 259) entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof."

Said bill having been announced for a second reading, on motion of Mr. Merritt, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Wednesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 1377, Rec. No. 295) entitled "An act relating to the repeal of certain sections of the Membership Corporations Law, in relation

to the tax upon gross receipts of trotting or running race meetings within the State."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1046, Rec. No. 197) entitled "An act to amend the Public Health Law, in relation to burial and burial permits."

On motion of Mr. Wood, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 910, Rec. No. 229) entitled "An act to amend the Code of Civil Procedure, in relation to interpreters in the City Court of the city of New York."

On motion of Mr. A. E. Smith, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Abbey	De Long	Haines	Merritt	Thorn
Allen H E	Doherty	Harwood	Metzendorf	Toombs
Argetsinger	Donnelly	Hearn	Miller J L	Trombly
Barden	Donovan	Herrick	Murray	Van Olinda
Baumes	Ebbets	Higgins	Neupert	Vicinus
Beck	Evans	Hinman	Nolan	Vosburgh
Bennett	Eveleth	Hoey	O'Connor	Walters
Boshart	Farrell	Holden	Odell	Ward
Boylan	Fay	Howard	Parker	Waters
Brainerd	Feeley	Jackson	Patrie	Weiland
Brown C F	Filley	Joseph	Perkins	Weinstein
Brown G W	Foley	Keller	Phillips J S	Wende
Burgoyne	Fowler	Kopp	Pitkin	White E H
Callan	Friend	Lachman	Raldiris	White L H
Chanler	Frisbie	Lansing	Reed	Whitley
Cheney	Garfein	Lowman	Rozan	Whitney
Clarke R H	Gerhardt	Lupton	Sanner	Wilkie
Coffey	Gerken	Macdonald	Shea	Wilsnack
Colné	Goldberg	MacGregor	Shepardson	Wood
Conklin	Goodspeed	Manley	Smith A E	Wright
Connell	Goodwin	Marlatt	Smith M	Yale
Cosad	Graubard	McCue	Stivers	Young E
Crocker	Greenwood	McInerney	Sweet	Young F L
Cross	Hackett	McKeon	Thompson	Zorn
Dana				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 2175, Int. No. 686) entitled "An act to amend section twenty-seven hundred and twenty-eight of the Code of Civil Procedure, relative to the judicial settlement of accounts of executors and administrators," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday, May 25th.

The bill (No. 2169, Int. No. 685) entitled "An act to amend section nineteen hundred and forty-seven of the Code of Civil Procedure, relative to the continuance of partnership business during action for accounting, et cetera, and to the ascertainment of the value of the partnership property and of the interest of respective partners and as to accountings between partners," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday, May 25th.

The bill (No. 2172, Int. No. 683) entitled "An act to amend section ten hundred and fifteen of the Code of Civil Procedure, relative to compulsory references upon questions incidentally arising and references to take accounts," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday, May 25th.

The bill (No. 2171, Int. No. 682) entitled "An act to amend section twenty-seven hundred and twenty-five of the Code of Civil Procedure, relative to intermediate accountings of executors and administrators," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday, May 25th.

The bill (No. 2170, Int. No. 680) entitled "An act to amend section twenty-eight hundred and forty-four of the Code of Civil Procedure, relative to the annual examination of guardian's accounts," having been announced for a third reading,

On motion of Mr. Green, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday, May 25th.

The bill (No. 2251, Int. No. 1274) entitled "An act to amend the Domestic Relations Law, in relation to qualifications for matrimony as to age of parties and consent of parents," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 1

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Caughlan	Frisbie	Levy A J	Raldiris	White L H
Chanler	Garfein	Lupton	Roberts	Whitney
Clarke R H	Goldberg	Macdonald	Rozan	Wilkie
Coffey	Goodspeed	MacGregor	Sanner	Wilsnack
Colné	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

In the negative:

Conklin

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2574, Int. No. 604) entitled "An act to amend the Code of Civil Procedure, relating to the examination by the surrogate of the county wherein the witnesses reside of the subscribing witnesses to a will offered for probate in another county," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Metzendorf	Stivers
Allen A F	Donnelly	Higgins	Murray	Sweet
Barden	Donovan	Hinman	Nolan	Thompson
Bates	Ebbets	Hoey	O'Connor	Toombs
Baumes	Evans	Holden	Odell	Trombly
Bennett	Eveleth	Howard	Oliver	Van Olinda
Boshart	Farrell	Jackson	O'Neill J J	Vosburgh
Boylan	Fay	Joseph	O'Neil M A	Walker
Brainerd	Filley	Keller	Parker	Walters
Brown G W	Foley	Lachman	Patrie	Ward
Burgoyne	Fowler	Lansing	Perkins	Waters
Callan	Friend	Lee	Phillips J S	Weiland
Chanler	Frisbie	Levy A J	Pitkin	Weinstein
Clarke R H	Garfein	Lupton	Raldiris	White L H
Coffey	Goldberg	Macdonald	Roberts	Whitney
Colné	Goodspeed	MacGregor	Rozan	Wilkie
Conklin	Goodwin	Manley	Sanner	Wilsnack
Connell	Graubard	McElligott	Shea	Wood
Cosad	Greenwood	McGrath	Shepardson	Wright
Crocker	Hackett	McInerney	Shortt	Yale
Delano	Haines	McKeon	Smith A E	Young F L
De Long	Harwood	Merritt	Smith M	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2576, Int. No. 703) entitled "An act to amend the General Construction Law, in relation to prescribing the method of computing time," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh

Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney
Coffey	Goldberg	Macdonald	Rozan	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2582, Int. No. 657) entitled "An act to amend the Code of Civil Procedure, in relation to the stenographer and the court officer in the surrogate's court in the county of Erie," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney

Coffey	Gerhardt	Macdonald	Rozan	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2398, Int. No. 1056) entitled "An act to amend the Judiciary Law, in relation to the collection and publication of judicial statistics, and repealing certain sections of the Code of Criminal Procedure, in reference thereto," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 1

Those who voted in the affirmative were:

Abbey	Dana	Hackett	McKeon	Thorn
Allen H E	De Long	Haines	Merritt	Toombs
Argetsinger	Doherty	Harwood	Metzendorf	Trombly
Barden	Donnelly	Hearn	Miller J L	Van Olinda
Baumes	Donovan	Herriek	Murray	Vicinus
Beck	Ebbets	Higgins	Neupert	Vosburgh
Bennett	Evans	Hinman	Nolan	Walters
Boshart	Eveleth	Hoey	O'Connor	Ward
Boylan	Farrell	Holden	Olell	Waters
Brainerd	Fay	Howard	Parker	Weiland
Brown C F	Feeley	Jackson	Patrie	Weinstein
Brown G W	Filley	Joseph	Perkins	Wende
Burgoyne	Foley	Keller	Pitkin	White E H
Callan	Fowler	Kopp	Raldiris	White L H
Chanler	Friend	Lachman	Reed	Whitley
Cheney	Frisbie	Lansing	Rozan	Whitney
Clarke R H	Garfein	Lowman	Sanner	Wilkie
Coffey	Gerhardt	Lupton	Shea	Wilsnack
Colné	Gerken	Macdonald	Shepardson	Wood
Conklin	Goldberg	MacGregor	Smith A E	Wright

Connell	Goodspeed	Manley	Smith M	Yale
Cosad	Goodwin	Marlatt	Stivers	Young E
Crocker	Graubard	McCue	Sweet	Young F L
Cross	Greenwood	McInerney	Thompson	Zorn

In the negative:

Phillips J S

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 2580, Int. No. 958) entitled "An act to amend the Education Law, in relation to the establishment of a State school of sanitary science and public health at Cornell University, and making an appropriation therefor," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney
Coffey	Goldberg	Macdonald	Rozen	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the

final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2579, Int. No. 419) entitled "An act to amend chapter sixty-four of the Laws of nineteen hundred and nine, entitled 'An act relating to villages, constituting chapter sixty-four of the Consolidated Laws,' relative to the time of holding elections," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney
Coffey	Goldberg	Macdonald	Rozan	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2581, Int. No. 79) entitled "An act to amend

the Penal Law, in relation to compulsory prostitution of women," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 110

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sullivan
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Bennett	Eveleth	Howard	O'Neill J J	Van Olinda
Boshart	Farrell	Jackson	O'Neil M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker
Brainerd	Filley	Keller	Patrie	Walters
Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein
Clarke R H	Garfein	Lupton	Roberts	White L H
Coffey	Goldberg	Macdonald	Rozan	Whitney
Colné	Goodspeed	MacGregor	Sanner	Wilkie
Conklin	Goodwin	Manley	Shea	Wilsnack
Connell	Graubard	McElligott	Shepardson	Wood
Cosad	Greenwood	McInerney	Shortt	Wright
Crocker	Hackett	McKeon	Smith A E	Yale
Delano	Haines	Merritt	Smith M	Young F L
De Long	Harwood	Metzendorf	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2584, Int. No. 385) entitled "An act to amend the Code of Civil Procedure, in relation to the expenses of the judges of the Court of Claims," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Nolan	Sweet
Allen A F	Donovan	Hinman	O'Connor	Thompson
Barden	Ebbets	Hoey	Odell	Thorn
Bates	Evans	Holden	Oliver	Toombs
Baumes	Eveleth	Howard	O'Neill J J	Trombly
Bennett	Farrell	Jackson	O'Neil M A	Van Olinda
Boshart	Fay	Joseph	Parker	Vosburgh
Boylan	Filley	Keller	Patrie	Walker
Brainerd	Foley	Lachman	Perkins	Walters
Brown G W	Fowler	Lansing	Phillips J S	Ward
Burgoyne	Friend	Lee	Pitkin	Waters
Callan	Frisbie	Levy A J	Raldiris	Weiland
Chanler	Garfein	Lupton	Roberts	Weinstein
Clarke R H	Goldberg	Macdonald	Rozan	White L H
Coffey	Goodspeed	MacGregor	Sanner	Whitney
Colné	Goodwin	Manley	Shea	Wilkie
Conklin	Graubard	McElligott	Shepardson	Wilsnack
Connell	Greenwood	McInerney	Shortt	Wood
Cosad	Hackett	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Delano	Harwood	Metzendorf	Spielberg	Young F L
De Long	Herrick	Murray	Stivers	Zorn
Doherty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2585, Int. No. 1200) entitled "An act to amend chapter four hundred and eighteen of the Laws of nineteen hundred and eight, entitled 'An act to regulate the sessions of the board of supervisors in Oneida county and to fix the compensation of the members thereof,' in relation to the compensation of such members," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney
Coffey	Goldberg	Macdonald	Rosan	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2602, Int. No. 1031) entitled "An act to amend the Public Health Law, in relation to vital statistics," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda

Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Fillee	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Levy A J	Pitkin	Weinstein
Chanler	Frisbie	Lupton	Raldiris	White L H
Clarke R H	Garfein	Macdonald	Roberts	Whitney
Coffey	Goldberg	MacGregor	Rozan	Wilkie
Colné	Goodspeed	Manley	Sanner	Wilsnack
Conklin	Goodwin	McElligott	Shea	Wood
Connell	Graubard	McGrath	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Yonug F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2601, Int. No. 1367) entitled "An act to amend chapter five hundred and sixty-nine of the Laws of nineteen hundred and nine, entitled 'An act to authorize the selection, location and appropriation of certain lands in the town of Saratoga Springs, for a State reservation, and to preserve the natural mineral springs therein located, and making an appropriation therefor, and authorizing an issue of bonds to pay such appropriation,'" was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sullivan
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Trombly
Bennett	Eveleth	Howard	O'Neill J J	Van Olinda
Boshart	Farrell	Jackson	O'Neil M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker

Brainerd	Filley	Keller	Patrie	Walters
Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein
Clarke R H	Garfein	Lupton	Roberts	White L H
Coffey	Goldberg	Macdonald	Rosan	Whitney
Colné	Goodspeed	MacGregor	Sanner	Wilkie
Conklin	Goodwin	Manley	Shea	Wilsnack
Connell	Graubard	McElligott	Shepardson	Wood
Cosad	Greenwood	McInerney	Shortt	Wright
Crocker	Hackett	McKeon	Smith A E	Yale
Delano	Haines	Merritt	Smith M	Young F L
De Long	Harwood	Metzendorf	Stivers	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

The bill (No. 2575, Int. No. 1220) entitled "An act to amend chapter five hundred and forty-nine of the Laws of eighteen hundred and seventy-four, entitled 'An act to provide for the planting and protection of oysters in those portions of the Great South bay lying in the towns of Islip and Babylon, in Suffolk county, wherein the taking of clams cannot be profitably followed as a business,' the title of which was so amended by chapter one hundred and forty-two of the Laws of eighteen hundred and seventy-eight, in relation to allotments of portions of such bay," was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker

Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney
Coffey	Goldberg	Macdonald	Rozan	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same and request the concurrence of the Senate therein.

By unanimous consent, Mr. Vosburgh moved to reconsider the vote by which Assembly bill (No. 2463, Int. No. 1673), entitled "An act to amend chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' in relation to the compensation of the chief of police and policeman," was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Nolan	Sweet
Allen A F	Donovan	Hinman	O'Connor	Thompson
Barden	Ebbets	Hoey	Odell	Thorn
Bates	Evans	Holden	Oliver	Toombs
Baumes	Eveleth	Howard	O'Neill J J	Trombly
Bennett	Farrell	Jackson	O'Neil M A	Van Olinda
Boshart	Fay	Joseph	Parker	Vosburgh
Boylan	Filley	Keller	Patrie	Walker
Brainerd	Foley	Lachman	Perkins	Walters
Brown G W	Fowler	Lansing	Phillips J S	Ward
Burgoyne	Friend	Lee	Pitkin	Waters
Callan	Frisbie	Levy A J	Raldiris	Weiland
Chanler	Garfein	Lupton	Roberts	Weinstein
Clarke R H	Goldberg	Macdonald	Rozan	White L H
Coffey	Goodspeed	MacGregor	Sanner	Whitney

Colné	Goodwin	Manley	Shea	Wilkie
Conklin	Graubard	McElligott	Shepardson	Wilsnack
Connell	Greenwood	McInerney	Shortt	Wood
Cosad	Hackett	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Delano	Harwood	Metzendorf	Spielberg	Young F L
De Long	Herrick	Murray	Stivers	Zorn
Doherty				

Mr. Vosburgh moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 3, line 25, after "travelling" insert "expenses".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

The Senate returned the Assembly bill (No. 1294, Senate reprint No. 1474, Int. No. 942), entitled "An act to authorize the commission on new prisons to select and purchase another site for the new State prison to take the place of Sing Sing, and to use money for such purposes heretofore appropriated to said commission," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 5, after the word "State" insert "including Long Island and the section".

Amend Senate reprint No. 983.

Page 2, line 7, strike out the words "Long Island and".

Amend Senate reprint No. 1291.

Page 1, line 3, after the second word "State" insert "including Long Island,".

Mr. Merritt moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Murray	Sullivan
Allen A F	Donovan	Hinman	Nolan	Sweet
Barden	Ebbets	Hoey	O'Connor	Thompson
Bates	Evans	Holden	Odell	Toombs
Baumes	Eveleth	Howard	Oliver	Trombly
Bennett	Farrell	Jackson	O'Neill J J	Van Olinda
Boshart	Fay	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walker
Brainerd	Foley	Lachman	Patrie	Walters
Brown G W	Fowler	Lansing	Perkins	Ward
Burgoyne	Friend	Lee	Phillips J S	Waters
Callan	Frisbie	Levy A J	Pitkin	Weiland
Chanler	Garfein	Lupton	Raldiris	Weinstein
Clarke R H	Goldberg	Macdonald	Roberts	White L H
Coffey	Goodspeed	MacGregor	Rozan	Whitney
Colné	Goodwin	Manley	Sanner	Wilkie
Conklin	Graubard	McElligott	Shea	Wilsnack
Connell	Greenwood	McGrath	Shepardson	Wood
Cosad	Hackett	McInerney	Shortt	Wright
Crocker	Haines	McKeon	Smith A E	Yale
Delano	Harwood	Merritt	Smith M	Young F L
De Long	Herrick	Metzendorf	Stivers	Zorn
Doherty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 463, Senate reprint No. 1436, Int. No. 438), entitled "An act to amend the Tax Law, in relation to the exemption of property held by a municipal corporation for the treatment and disposal of sewage," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 4, after word "but" insert "not to exceed twice the value of the land,"; lines 6 and 7, strike out "which structures and additions shall be exempt."; strike out the comma after word "sewage" on line 6, and insert a period; strike out balance of line and all of line 7.

Mr. Whitney moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined

in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Murray	Sullivan
Allen A F	Donovan	Hinman	Nolan	Sweet
Barden	Ebbets	Hoey	O'Connor	Thompson
Bates	Evans	Holden	Odell	Toombs
Baumes	Eveleth	Howard	Oliver	Trombly
Bennett	Farrell	Jackson	O'Neill J J	Van Olinda
Boshart	Fay	Joseph	O'Neil M A	Vosburgh
Boylan	Filley	Keller	Parker	Walker
Brainerd	Foley	Lachman	Patrie	Walters
Brown G W	Fowler	Lansing	Perkins	Ward
Burgoyne	Friend	Lee	Phillips J S	Waters
Callan	Frisbie	Levy A J	Pitkin	Weiland
Chanler	Garfein	Lupton	Raldiris	Weinstein
Clarke R H	Goldberg	Macdonald	Roberts	White L H
Coffey	Goodspeed	MacGregor	Rozan	Whitney
Colné	Goodwin	Manley	Sanner	Wilkie
Conklin	Graubard	McElligott	Shea	Wilsnack
Connell	Greenwood	McGrath	Shepardson	Wood
Cosad	Hackett	McInepney	Shortt	Wright
Crocker	Haines	McKeon	Smith A E	Yale
Delano	Harwood	Merritt	Smith M	Young F L
De Long	Herrick	Metzendorf	Stivers	Zorn
Doherty				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 1557, Senate reprint No. 1462, Int. No. 652), entitled "An act to amend the Greater New York charter, in relation to cemeteries in Queens county," with a message that they have concurred in the passage of the same, with the following amendments:

Page 2, line 18, after the word "by" insert the word "recorded"; same line, before the word "devise" insert word "or"; same line, strike out words "or otherwise or" and insert the word "and"; line 19, strike out the words "for such purposes or taken or set apart".

Mr. Wilsnack moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legis-

lative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachuan	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney
Coffey	Goldberg	Macdonald	Rozan	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Deano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 13, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1014, Senate reprint No. 1292, Int. No. 866), entitled "An act to amend the Education Law, in relation to the New York State School of Agriculture of The St. Lawrence University."

CHARLES E. HUGHES.

Said bill having been announced, Mr. Merritt moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 109

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sweet
Allen A F	Donnelly	Higgins	Nolan	Thompson
Barden	Donovan	Hinman	O'Connor	Toombs
Bates	Ebbets	Hoey	Odell	Trombly
Baumes	Evans	Holden	Oliver	Van Olinda
Bennett	Eveleth	Howard	O'Neill J J	Vosburgh
Boshart	Farrell	Jackson	O'Neil M A	Walker
Boylan	Fay	Joseph	Parker	Walters
Brainerd	Filley	Keller	Patrie	Ward
Brown G W	Foley	Lachman	Perkins	Waters
Burgoyne	Fowler	Lansing	Phillips J S	Weiland
Callan	Friend	Lee	Pitkin	Weinstein
Chanler	Frisbie	Levy A J	Raldiris	White L H
Clarke R H	Garfein	Lupton	Roberts	Whitney
Coffey	Goldberg	Macdonald	Rozan	Wilkie
Colné	Goodspeed	MacGregor	Sanner	Wilsnack
Conklin	Goodwin	Manley	Shea	Wood
Connell	Graubard	McElligott	Shepardson	Wright
Cosad	Greenwood	McInerney	Shortt	Yale
Crocker	Hackett	McKeon	Smith A E	Young F L
Delano	Haines	Merritt	Smith M	Zorn
De Long	Harwood	Metzendorf	Stivers	

Mr. Merritt moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 1, strike out the words "eleven" wherever they occur in the line and insert in place thereof in each instance the word "ten".

Page 1, line 4, strike out the syllables "renum-" and insert in place thereof the word "amended".

Page 1, line 5, strike out the syllable "bered" at the beginning of the line.

Page 1, line 6, after the comma following the word "ten" insert the following: "by which such sections were thus renumbered,".

Page 1, line 8, strike out "1150" and insert "1050".

Page 2, line 5, strike out "1152" and insert "1052".

Page 2, line 25, after "chapter" insert the following: "as amended by said chapter one hundred and forty of the Laws of nineteen hundred and ten,".

Page 3, line 1, strike out "eleven" and insert in place thereof the word "ten".

Page 3, line 2, strike out "eleven" and insert in place thereof the word "ten".

Page 3, line 3, strike out "1143" and insert "1053".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

Mr. Eveleth moved to take from the table Mr. Vosburgh's motion to reconsider the vote by which Assembly bill (No. 1926, Int. No. 630), entitled "An act to amend the Public Health Law, in relation to prohibiting putrid deposits and sewage in certain waters in the counties of Hamilton and Herkimer," was passed.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the **members** elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 77

NOES 18

Those who voted in the affirmative were:

Abbey	Evans	Holden	O'Neil M A	Trombly
Allen A F	Farrell	Jackson	Parker	Van Olinda
Barden	Fay	Keller	Patrie	Vesburgh
Baumes	Filley	Lansing	Perkins	Walker
Bennett	Foley	Levy A J	Phillips J S	Walters
Boylan	Friend	Macdonald	Pitkin	Ward
Brainerd	Frisbie	Manley	Roberts	Waters
Chanler	Goldberg	McKeon	Sanner	Weinstein
Clarke R H	Goodspeed	Merritt	Shepardson	White L H
Coffey	Goodwin	Murray	Shortt	Whitney
Connell	Hackett	Nolan	Smith A E	Wilkie
Cosad	Haines	O'Connor	Smith M	Wilsnack
De Long	Harwood	Olell	Stivers	Wright
Doherty	Higgins	Oliver	Thompson	Yale
Donnelly	Hinman	O'Neill J J	Toombs	Zorn
Donovan	Hoey			

Those who voted in the negative were:

Brown G W	Ebbets	Greenwood	Metzendorf	Sweet
Colae	Eveleth	Howard	Raldiris	Wood
Conklin	Fowler	Lupton	Shea	Young F L
Delano	Garfein	McInerney		

Mr. Vosburgh moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

In title strike out words "counties of Hamilton and Herkimer" and insert "county of Herkimer".

Page 2, line 1, strike out "and Hamilton counties" and insert "county".

Page 2, line 7, strike out words "either of".

Page 2, line 7, strike out word "counties" and insert word "county".

Page 2, line 8, strike out word "Hamilton".

Page 2, line 4, after word "into" insert "that part of".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

Mr. MacGregor moved to take from the table his motion to reconsider the vote by which Assembly bill (No. 2459, Int. No. 1217), entitled "An act authorizing the city of Buffalo to provide for the separation of the grades of certain streets and public grounds therein from the grades of railroad tracks upon or across the same, and for the discontinuance, contraction or alteration of said streets and public grounds," was lost May 10th.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Donnelly	Higgins	Nolan	Sweet
Allen A F	Donovan	Hinman	O'Connor	Thompson
Barden	Ebbets	Hoey	Odell	Thorn
Bates	Evans	Holden	Oliver	Toombs
Baumes	Eveleth	Howard	O'Neill J J	Trombly
Bennett	Farrell	Jackson	O'Neil M A	Van Olinda
Boshart	Fay	Joseph	Parker	Vosburgh
Boylan	Filley	Keller	Patrie	Walker
Brainerd	Foley	Lachman	Perkins	Walters
Brown G W	Fowler	Lansing	Phillips J S	Ward
Burgoyne	Friend	Lee	Pitkin	Waters
Callan	Frisbie	Levy A J	Raldiris	Weiland
Chanler	Garfein	Lupton	Roberts	Weinstein
Carke R H	Goldberg	Macdonald	Rozan	White L H
Coffey	Goodspeed	MacGregor	Sanner	Whitney
Colné	Goodwin	Manley	Shea	Wilkie
Conklin	Graubard	McElligott	Shepardson	Wilsnack
Connell	Greenwood	McInerney	Shortt	Wood
Cosa	Hackett	McKeon	Smith A E	Wright
Crocker	Haines	Merritt	Smith M	Yale
Delano	Harwood	Metzendorf	Spielberg	Young F L
De Long	Herrick	Murray	Stivers	Zorn
Doherty				

Mr. MacGregor moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 4, strike out lines 9 to 12, inclusive.

Page 4, line 13, strike out figure "4" and insert figure "3".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

A communication from the mayor of the city of Syracuse was received and read, in the words following:

STATE OF NEW YORK — MAYOR'S OFFICE, CITY OF SYRACUSE.
To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, certified copy of Assembly bill No. 1091 (Int. No. 922), entitled "An act to amend chapter seventy-five of the Laws of nineteen hundred and six, entitled 'An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse.'"

EDWARD SCHIOENECK,

Mayor of the City of Syracuse.

Said bill having been announced, Mr. Walters moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 111

NOES 00

Those who voted in the affirmative were:

Abbey	Doherty	Herrick	Murray	Sullivan
Allen A F	Donnelly	Higgins	Nolan	Sweet
Barden	Donovan	Hinman	O'Connor	Thompson
Bates	Ebbets	Hoey	Odell	Toombs
Baumes	Evans	Holden	Oliver	Tromblv
Bennett	Eveleth	Howard	O'Neill J J	Van Olinda
Boshart	Farrell	Jackson	O'Neil M A	Vosburgh
Boylan	Fay	Joseph	Parker	Walker
Brainerd	Filley	Keller	Patrie	Walters
Brown G W	Foley	Lachman	Perkins	Ward
Burgoyne	Fowler	Lansing	Phillips J S	Waters
Callan	Friend	Lee	Pitkin	Weiland
Chanler	Frisbie	Levy A J	Raldiris	Weinstein
Clarke R H	Garfein	Lupton	Roberts	White L H
Clark S C	Goldberg	Macdonald	Rozan	Whitney
Coffey	Goodspeed	MacGregor	Sanner	Wilkie
Colné	Goodwin	Manley	Shea	Wilsnaca
Conklin	Graubard	McElligott	Shepardson	Woo
Connell	Greenwood	McInerney	Shortt	Wright
Cosad	Hackett	McKeon	Smith A E	Yale
Crocker	Haines	Merritt	Smith M	Young F L
Delano	Harwood	Metzendorf	Stivers	Zorn
De Long				

Mr. Walters moved that said bill be recommitted to the committee on rules, with instructions to report the same forthwith, amended as follows:

Page 1, line 6, place brackets about word "unpaid". Same line, after "tax," insert the following: "which has remained unpaid for a period of three years or more,".

Page 2, line 1, after bracket insert the following: "which has remained unpaid for a period of five years or more".

Page 2, line 9, after "council" insert ", approved by the board of estimate and apportionment,".

Page 2, line 22, before "tax" insert "city"; after "tax" insert "or assessment for a local improvement".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker, from the committee on rules, reported said bill amended as directed, and the same was ordered reprinted, re-engrossed and restored to the order of third reading.

By unanimous consent, Mr. Waters offered for the consideration of the House a resolution, in the words following:

Whereas, The National government has invested a large amount of money in the establishment and maintenance of the gun factory and arsenal at Watervliet, in this State, and said plant is fully equipped not only for the making of guns, but also for many other supplies needed by the War and Navy Departments, and a considerable force of highly skilled and trained mechanics have established homes in and about said city in the belief that the government would operate said plant to substantially its capacity; and,

Whereas, The output of this plant has been gradually decreased, resulting in the suspension of skilled operatives, although work of the kind that has been and can be there performed with saving and economy to the government, which has been and is being given out to private establishments in other States; and,

Whereas, A continuance of such a policy will result in the impairment of the efficiency of this plant, and the scattering of such operatives, to the loss and detriment of this State and of the government; now, therefore, be it

Resolved (if the Senate concur), That the Senators from this State in the Senate of the United States and the members in the House of Representatives be and they are hereby requested to use every endeavor in their power to protect the interests of this State and of the government in the factory and arsenal at Watervliet, to the end that this industrial institution may be utilized to its capacity while the government has work to do that can be there performed; and, be it further

Resolved, That this action be communicated to each member of Congress of the United States from the State of New York.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Goodwin offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 2263, Int. No. 1594), entitled "An act to legalize and validate all acts and proceedings heretofore had for

the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Boshart offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1824, Int. No. 1004), entitled "An act to amend the Public Lands Law, in relation to notice of discovery of mines," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wilkie offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1961, Int. No. 1462), entitled "An act to amend the County Law, in relation to sheriffs and coroners," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Pitkin offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 693, Int. No. 637), entitled "An act to amend the Town Law, in relation to meeting of town board for auditing accounts," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wilsnack offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1834, Int. No. 592), entitled "An act to amend the Judiciary Law, in relation to court clerks in Queens county," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Boshart offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 270, Int. No. 265), entitled "An act to provide for the improvement of the Black River canal, and for the repair and reconstruction of the structures thereof, between the northerly boundary of Boonville and Lyons Falls, and making an appropriation therefor," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wilsnack offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur). That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 1245, Int. No. 591), entitled "An act to amend the County Law, in relation to special deputy clerks in Queens county," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. McCue offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 71, Int. No. 71), entitled "An act to amend the Tax Law, in relation to exemption from taxable transfers," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,

ALBANY, May 9, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 774, Senate reprint No. 1183, Int. No. 37), entitled "An act to amend the State Finance Law, in relation to the payment of salaries and wages."

CHARLES E. HUGHES.

Mr. Lansing offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That Assembly bill (No. 774, Senate reprint No. 1183, Int. No. 37), entitled "An act to amend the State Finance Law, in relation to the payment of salaries and wages," be returned to the Governor.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 17, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 845, Assembly reprint No. 2268, Rec. No. 141), entitled "An act to amend the Election Law, in relation to filing and preserving statements of campaign receipts and expenses," for the purpose of amendment.

By the order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *May 17, 1910.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 846, Rec. No. 142), entitled "An act to amend the Election Law, in relation to filing and preserving statements of campaign receipts and expenses," for the purpose of amendment.

By the order of the Senate,

LAFAYETTE B. GLEASON,
Clerk.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 2131, Int. No. 1387), entitled "An act to amend chapter fifty-six of the Laws of nineteen hundred and nine, entitled 'An act in relation to State boards and commissions, constituting chapter fifty-four of the Consolidated Laws,' in relation to the ownership of river improvements and the assessment of the amount of benefit received thereby."

Also, the bill (No. 2515, Int. No. 1691), entitled "An act to amend chapter five hundred and ninety-two of the Laws of nineteen hundred and nine, relating to the construction of new buildings for the Oswego Normal and Training School," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bills to the Governor.

Also, the bill (No. 1493, reprint No. 2506, Int. No. 599), entitled "An act to amend the State Charities Law, generally," with a message that they have reconsidered their vote by which said bill passed, and, as amended, have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

Also, Assembly bill (No. 1356, Senate reprint No. 1459, Int. No. 468), entitled "An act to amend the Insurance Law, in relation to standard provisions for accident and health policies."

Also, Assembly bill (No. 1454, Senate reprint No. 1501, Int. No. 469), entitled "An act to amend article one of the Insurance Law, generally."

Ordered, That the Clerk deliver said bills to the Governor.

Also, Assembly bill (No. 2240, Senate reprint No. 1482, Int. No. 1426), entitled "An act in relation to the inferior courts of criminal jurisdiction in the city of New York, defining their powers and jurisdiction and providing for their officers."

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

Also, Assembly bill (No. 1294, Senate reprint No. 1474, Int. No. 942), entitled "An act to authorize the commission on new prisons to select and purchase another site for the new State prison to take the place of Sing Sing, and to use money for such purpose heretofore appropriated to said commission."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 693, Int. No. 637), entitled "An act to amend the Town Law, in relation to meeting of town board for auditing accounts," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No.

1969, Int. No. 1462), entitled "An act to amend the County Law, in relation to sheriffs and coroners," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1824, Int. No. 1004), entitled "An act to amend the Public Lands Law, in relation to notice of discovery of mines," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 2263, Int. No. 1594), entitled "An act to legalize and validate all acts and proceedings heretofore had for the issuance and sale of seventy thousand nine hundred and sixty-seven dollars of bonds of union free school district number four of the town of Rye, Westchester county, New York; to authorize the issuance, execution and delivery of said bonds and the raising of taxes to pay the principal and interest of said bonds; and to authorize a resale of said bonds under certain conditions," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill (No. 270, Int. No. 265), entitled "An act to provide for the improvement of the Black River canal, and for the repair and reconstruction of the structures thereof, between the northerly boundary of Boonville and Lyons Falls, and making an appropriation therefor," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1834, Int. No. 592), entitled "An act to amend the Judiciary Law, in relation to court clerks in Queens county," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 71,

Int. No. 71), entitled "An act to amend the Tax Law, in relation to exemptions from taxable transfers," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1245, Int. No. 591), entitled "An act to amend the County Law, in relation to special deputy clerks in Queens county," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution returning to the Governor, Assembly bill (No. 774, Senate reprint No. 1183, Int. No. 37), entitled "An act to amend the State Finance Law, in relation to the payment of salaries and wages," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 17, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1245, Int. No. 591), entitled "An act to amend the County Law, in relation to special deputy clerks in Queens county.

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 17, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 270, Int. No. 265), entitled "An act to provide for the improvement of the Black River canal, and for the repair and reconstruction of the structures thereof, between the northerly boundary of Boonville and Lyons Falls, and making an appropriation therefor."

CHARLES E. HUGHES.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK — EXECUTIVE CHAMBER,
ALBANY, May 17, 1910.

To the Assembly:

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 693, Int. No. 637), entitled "An act to amend the Town Law, in relation to meeting of town board for auditing accounts."

CHARLES E. HUGHES.

A communication was received from Hon. Seely Conover, mayor of the city of Amsterdam, returning Assembly bill (No. 2470, Int. No. 1467), entitled "An act to amend, consolidate and revise the several acts relative to the city of Amsterdam," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. William J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 1190, Int. No. 994), entitled "An act to amend the Greater New York charter, in relation to licensing operators of moving picture apparatus and its connections," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. William J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 1216, Int. No. 1014), entitled "An act to validate the charter, confirm the rights of members and legalize the acts of Deraismes Engine Company Number One of the Woodhaven fire department, in the county of Queens," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. William J. Gaynor, mayor of the city of New York, returning Assembly bill (No. 990, Senate reprint No. 1184, Int. No. 849), entitled "An act authorizing the board of estimate and apportionment of the city of

New York to hear and determine, and the comptroller of the city of New York to pay the claim of Donald Grant against the city of New York," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Wesley M. Borst, mayor of the city of Gloversville, returning Assembly bill (No. 1432, Int. No. 1000), entitled "An act to amend the charter of the city of Gloversville, generally," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. James B. McEwan, mayor of the city of Albany, returning Assembly bill (No. 1284, Senate reprint No. 1187, Int. No. 713), entitled "An act to amend chapter two hundred and ninety-eight of the Laws of eighteen hundred and eighty-three, entitled 'An act to provide for the government of the "city of Albany,"' in relation to extending the westerly boundaries of said city and enlarging the nineteenth ward, and to provide for the platting of the new territory for purposes of taxation and the acquisition by the city of approaches thereto as part of the city park system," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Merritt, the House adjourned.

WEDNESDAY, MAY 18, 1910.

The House met pursuant to adjournment.

Prayer by Rev. Stillman R. Leiss, Wynantskill.

On motion of Mr. Merritt, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the Memorial of the Oneida Indians, which was laid upon the table and ordered printed.

(See Assembly Document No. 70.)

Mr. Boshart gives notice that he requests that Assembly bill (No. 2593, Int. No. 1557), entitled "An act to amend the Agricultural Law, in relation to sale and analysis of commercial fertilizers," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Boshart gives notice that he requests that Assembly bill (No. 2433, Int. No. 1504), entitled "An act to amend the Agricultural Law, in relation to the adulteration or mis-branding of food and food products and to repeal certain provisions of law relative to the same," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Garfein gives notice that he requests that Assembly bill (No. 1946, Int. No. 1439), entitled "An act to establish a commission to inquire into the causes of the high cost of living and making an appropriation for the expenses of said commission," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Lupton gives notice that he requests that Assembly bill (No. 2383, Int. No. 1394), entitled "An act to amend the Education Law, in relation to the assessment of property for actual school district taxes," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on third reading.

Mr. Boshart gives notice that he requests that Assembly bill (No. 2605, Int. No. 1726), entitled "An act to amend the Agricultural Law, in relation to the shipping of calves under four weeks of age," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Fowler gives notice that he requests that Assembly bill (No. 2209, Int. No. 620), entitled "An act to amend the Penal

Law, in relation to violation of certain provisions of the Labor Law," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Goodwin gives notice that he requests that Assembly bill (No. 2606, Int. No. 1727), entitled "An act making an appropriation to reimburse the town of Rye, in the county of Westchester, for moneys paid to the State for a grant made by the Commissioners of the Land Office to said town of certain lands under water," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Haines gives notice that he requests that Assembly bill (No. 2588, Int. No. 1723), entitled "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. McCue gives notice that he requests that Assembly bill (No. 2544, Int. No. 991), entitled "An act to amend the Greater New York charter, in relation to allowances for blind persons and appropriations therefor, and making temporary provision for raising funds for the present increase of such allowances," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. E. Young gives notice that he requests that Assembly bill (No. 2476, Int. No. 1683), entitled "An act for the relief of the towns of Marlborough and Denning, in the county of Ulster," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. A. J. Levy gives notice that he requests that Assembly bill (No. 1141, Int. No. 955), entitled "An act to amend the Domestic Relations Law, generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Lansing gives notice that he requests that the Senate bill introduced by Mr. Allen (No. 165, Rec. No. 243), entitled "An act to amend the Prison Law, relative to commutation of sentence," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Lansing gives notice that he requests that the Senate bill introduced by Mr. Allen (No. 1154, Rec. No. 198), entitled "An act to amend the Penal Law, relative to sentences for murder in the first degree which have been commuted to life imprisonment," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Filley gives notice that he requests that the Senate bill introduced by Mr. Allen (No. 1233, Rec. No. 254), entitled "An act to amend section six of chapter twenty-nine, Laws of nineteen hundred and nine, being the General Municipal Law, entitled 'An act relating to municipal corporations,' constituting chapter twenty-four of the Consolidated Laws, in relation to funded debts," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Toombs gives notice that he requests that the Senate bill introduced by Mr. Brough (No. 1128, Rec. No. 266), entitled "An act to amend the Greater New York charter, in relation to the control of West Ninety-sixth street by the department of parks of the city of New York," a copy of which is hereto annexed, be made a special order, and asks that his request be re-

ferred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Whitney gives notice that he requests that the Senate bill introduced by Mr. Brackett (No. 503, Rec. No. 202), entitled "An act to amend section two thousand seven hundred and eighteen of the Code of Civil Procedure, in relation to the ascertainment of claims against decedent's estate," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Shortt gives notice that he requests that the Senate bill introduced by Mr. Bayne (No. 1297, Rec. No. 245), entitled "An act to amend the Code of Civil Procedure, in relation to satisfaction of judgment," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Macdonald gives notice that he requests that the Senate bill introduced by Mr. Coats (No. 1177, Rec. No. 218), entitled "An act to amend the Public Health Law, in relation to disinfection by health authorities," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that the Senate bill introduced by Mr. Cobb (No. 888, Rec. No. 220), entitled "An act to amend article four of chapter fifty-one of the Laws of nineteen hundred and nine, entitled 'An act in relation to public officers, constituting chapter forty-seven of the Consolidated Laws,' relative to the granting of vacations to certain State employees," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Jackson gives notice that he requests that the Senate bill introduced by Mr. Davis (No. 1356, Rec. No. 278), entitled "An act to amend the Labor Law, relative to hours of labor of minors," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for

the purpose of making said bill a special order on second and third reading.

Mr. Waters gives notice that he requests that the Senate bill introduced by Mr. Grattan (No. 1113, Rec. No. 285), entitled "An act to authorize the city of Cohoes to borrow money for the purpose of better equipping its fire department, and to issue and sell its bonds for the money so borrowed, and to provide for raising money by taxation in said city for the redemption of said bonds and the payment of interest thereon," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Thompson gives notice that he requests that the Senate bill introduced by Mr. Hubbs (No. 1314, Rec. No. 304), entitled "An act to establish a public school teachers' retirement fund in Nassau county," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Walters gives notice that he requests that the Senate bill introduced by Mr. Holden (No. 1502, Rec. No. 330), entitled "An act to establish a State college of forestry at Syracuse University, and making an appropriation therefor," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Eveleth gives notice that he requests that the Senate bill introduced by Mr. Heacock (No. 1318, Rec. No. 287), entitled "An act making an appropriation for dredging and otherwise improving the West Canada creek at Herkimer, in the county of Herkimer," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Wilsnack gives notice that he requests that the Senate bill introduced by Mr. Harte (No. 1084, Rec. No. 179), entitled "An act to amend chapter five hundred and thirty-four of the Laws of nineteen hundred and nine, entitled 'An act to authorize

the comptroller and corporation counsel of the city of New York to compromise and settle with property owners in Newtown, Flushing and Jamaica certain claims and taxes," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Vicinus gives notice that he requests that the Senate bill introduced by Mr. Meade (No. 1496, Rec. No. 331), entitled "An act conferring jurisdiction upon the County Court of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law, and regulating the procedure therein," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Vicinus gives notice that he requests that the Senate bill introduced by Mr. Meade (No. 1083, Rec. No. 226), entitled "An act to amend the Tax Law, relative to the time of making special franchise valuations by the State Board of Tax Commissioners," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Vicinus gives notice that he requests that the Senate bill introduced by Mr. Meade (No. 1343, Rec. No. 253), entitled "An act to amend the Penal Law, in relation to frauds upon hospitals by patients therein," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Vicinus gives notice that he requests that the Senate bill introduced by Mr. Meade (No. 1083, Rec. No. 226), entitled "An act to amend the Town Law, in relation to fires," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Yale gives notice that he requests that the Senate bill introduced by Mr. Platt (No. 744, Rec. No. 120), entitled "An act

in relation to the care and investment of the Adam Haverling school fund belonging to Haverling union free school district number five, town of Bath, Steuben county, and repealing certain acts in relation thereto," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

Mr. Coffey gives notice that he requests that Senate bill introduced by Mr. Wainwright (No. 1506, Rec. No. 336), entitled "An act to provide a charter for the city of New Rochelle," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Bates gives notice that he requests that Assembly bill (No. 2, Int. No. 2), entitled "An act to amend section five of chapter seven hundred and twenty-five of the Laws of nineteen hundred and five, entitled 'An act relating to the acquisition of property by the city of New York, for a water supply, and providing for prompt payment therefor, and for damages occasioned by the acquisition thereof; providing for the construction and maintenance of highways and bridges,'" a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Eveleth gives notice that he requests that Assembly bill (No. 2386, Int. No. 1359), entitled "An act to amend the Village Law, in relation to establishing boards of public works in villages and prescribing their powers and duties," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Ward gives notice that he requests that Assembly bill (No. 2396, Int. No. 903), entitled "An act to amend the Election Law, generally," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making the said bill a special order on second and third reading.

Mr. Merritt gives notice that he requests that the Senate bill introduced by Mr. Hill (No. 1465, Rec. No. 328), entitled "An act making appropriation for repairs, renewals and betterments for the several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts," a copy of which is hereto annexed, be made a special order, and asks that his request be referred to the committee on rules for the purpose of making said bill a special order on second and third reading.

By unanimous consent, the following bills were introduced:

By Mr. Goodwin, "An act creating a State water supply commission to investigate water supply conditions in the county of Westchester, and making an appropriation therefor" (Int. No. 1737), which was read the first time and referred to the committee on ways and means.

By Mr. M. A. O'Neil, "An act to amend the Greater New York charter, in relation to assessments for benefits where streets or other property are graded with material excavated in making other public improvements" (Int. No. 1738), which was read the first time and referred to the committee on affairs of cities.

By Mr. Weiland, "An act to amend the Greater New York charter, in relation to the construction of tributary sewers by private persons in certain districts" (Int. No. 1739), which was read the first time and referred to the committee on affairs of cities.

By Mr. G. W. Brown, "An act to incorporate the Rite of Adoption of the World, Order of the Amaranth" (Int. No. 1740), which was read the first time.

On motion of Mr. G. W. Brown, and by unanimous consent, said bill was read the second time and ordered to third reading and referred to the committee on the judiciary.

By Mr. Lachman, "An act to limit the commencement of actions with respect to certain encroachments in the city of New York" (Int. No. 1741), which was read the first time.

On motion of Mr. Lachman, and by unanimous consent, said bill was read the second time and ordered to third reading and referred to the committee on affairs of cities.

Mr. Speaker, from the committee on rules, to which was referred the resolution relative to printing extra copies of the

Special Report of the Attorney-General, reported in favor of the adoption of the following resolution:

Resolved (if the Assembly concur), That five hundred (500) extra copies of the Special Report of the Attorney-General on Milk Investigation be printed for the use of the Attorney-General.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McKeon	Shortt
Allen A F	Delano	Greenwood	Merritt	Smith A E
Barden	De Long	Hackett	Metzendorf	Stivers
Bates	Doherty	Haines	Miller W G	Thompson
Baumes	Donnelly	Herrick	Murray	Toombs
Bennett	Donovan	Hinman	Nolan	Trombly
Boshart	Ebbets	Hoey	O'Connor	Van Olinda
Brainerd	Evans	Holden	Odell	Walters
Brown C F	Farrell	Howard	Oliver	Ward
Brown G W	Fay	Jackson	O'Neill J J	Waters
Burgoyne	Feeley	Joseph	Perkins	Weiland
Callan	Filley	Lansing	Phillips C W	Weinstein
Chanler	Foley	Levy J	Phillips J S	Whitney
Clarke R H	Fowler	Lupton	Raldiris	Wilkie
Coffey	Friend	Macdonald	Roberts	Wilsnack
Colné	Garfein	MacGregor	Rozan	Wood
Conklin	Gerhardt	Manley	Sanner	Yale
Connell	Goldberg	McCue	Shea	Young F I
Cosad	Goodspeed	McElligott	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Boshart (No. 2593, Int. No. 1557), entitled "An act to amend the Agricultural Law, in relation to sale and analysis of commercial fertilizers."

Also, Assembly bill introduced by Mr. Boshart (No. 2433, Int. No. 1504), entitled "An act to amend the Agricultural Law and the Public Health Law, in relation to the adulteration or misbranding of food and food products."

Also, Assembly bill introduced by Mr. Garfein (No. 1946, Int. No. 1439), entitled "An act to establish a commission to inquire into the cause of the high cost of living, and making an appropriation for the expenses of said commission."

Also, Assembly bill introduced by Mr. Lupton (No. 2383, Int. No. 1394), entitled "An act to amend the Education Law, in relation to the assessment of property for actual school district taxes," reported in favor of the passage of the same without amendment, and that the same be made special orders on third reading immediately, which report was agreed to, and said bills ordered made special orders on third reading immediately.

Mr. Speaker, from the committee on rules, to which was referred Assembly bill introduced by Mr. Boshart (No. 2605, Int. No. 1726), entitled "An act to amend the Agricultural Law, in relation to the shipping of calves under four weeks of age."

Also, Assembly bill introduced by Mr. Fowler (No. 2209, Int. No. 620), entitled "An act to amend the Penal Law, in relation to violation of certain provisions of the Labor Law."

Also, Assembly bill introduced by Mr. Goodwin (No. 2606, Int. No. 1727), entitled "An act making an appropriation to reimburse the town of Rye, in the county of Westchester, for moneys paid to the State for a grant made by the Commissioners of the Land Office to said town of certain lands under water."

Also, Assembly bill introduced by Mr. Haines (No. 2588, Int. No. 1723), entitled "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester."

Also, Assembly bill introduced by Mr. McCue (No. 2544, Int. No. 991), entitled "An act to amend the Greater New York charter, in relation to allowances for blind persons and appropriations therefor, and making temporary provision for raising funds for the present increase of such allowances."

Also, Assembly bill introduced by Mr. E. Young (No. 2476, Int. No. 1683), entitled "An act for the relief of the towns of Marlborough and Denning, in the county of Ulster."

Also, Assembly bill introduced by Mr. A. J. Levy (No. 1141, Int. No. 955), entitled "An act to amend the Domestic Relations Law, generally," reported in favor of the passage of the same

without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred Senate bill introduced by Mr. Allen (No. 165, Rec. No. 243), entitled "An act to amend the Prison Law, relative to commutation of sentence."

Also, Senate bill introduced by Mr. Allen (No. 1154, Rec. No. 198), entitled "An act to amend the Penal Law, relative to sentences for murder in the first degree which have been commuted to life imprisonment."

Also, Senate bill introduced by Mr. Allen (No. 1233, Rec. No. 254), entitled "An act to amend section six of chapter twenty-nine, Laws of nineteen hundred and nine, being the General Municipal Law, entitled 'An act relating to municipal corporations, constituting chapter twenty-four of the Consolidated Laws,' in relation to funded debts."

Also, Senate bill introduced by Mr. Brough (No. 1128, Rec. No. 266), entitled "An act to amend the Greater New York charter, in relation to the control of West Ninety-sixth street by the department of parks of the city of New York."

Also, Senate bill introduced by Mr. Brackett (No. 503, Rec. No. 202), entitled "An act to amend section two thousand seven hundred and eighteen of the Code of Civil Procedure, in relation to the ascertainment of claims against decedent's estate."

Also, Senate bill introduced by Mr. Bayne (No. 1297, Rec. No. 245), entitled "An act to amend the Code of Civil Procedure, in relation to satisfaction of judgment."

Also, Senate bill introduced by Mr. Coats (No. 1177, Rec. No. 218), entitled "An act to amend the Public Health Law, in relation to disinfection by health authorities."

Also, Senate bill introduced by Mr. Cobb (No. 888, Rec. No. 220), entitled "An act to amend article four of chapter fifty-one of the Laws of nineteen hundred and nine, entitled 'An act in relation to public officers, constituting chapter forty-seven of the Con-

solidated Laws,' relative to the granting of vacations to certain State employees."

Also, Senate bill introduced by Mr. Davis (No. 1356, Rec. No. 278), entitled "An act to amend the Labor Law, relative to hours of labor of minors."

Also, Senate bill introduced by Mr. Grattan (No. 1113, Rec. No. 285), entitled "An act to authorize the city of Cohoes to borrow money for the purpose of better equipping its fire department, and to issue and sell its bonds for the money so borrowed, and to provide for raising money by taxation in said city for the redemption of said bonds and the payment of interest thereon."

Also, Senate bill introduced by Mr. Hubbs (No. 1314, Rec. No. 304), entitled "An act to establish a public school teachers' retirement fund in Nassau county."

Also, Senate bill introduced by Mr. Holden (No. 1502, Rec. No. 330), entitled "An act to establish a State college of forestry at Syracuse University, and making an appropriation therefor."

Also, Senate bill introduced by Mr. Heacock (No. 1318, Rec. No. 287), entitled "An act making an appropriation for dredging and otherwise improving the West Canada creek at Herkimer, in the county of Herkimer."

Also, Senate bill introduced by Mr. Harte (No. 1084, Rec. No. 179), entitled "An act to amend chapter five hundred and thirty-four of the Laws of nineteen hundred and nine, entitled 'An act to authorize the comptroller and corporation counsel of the city of New York, on behalf of the said city, to compromise and settle with property owners interested, certain claims for taxes, assessments and sales for the same in the territory formerly included within the boundaries of the towns of Newtown, Flushing, Jamaica and that portion of the town of Hempstead now included within the boundaries of the city of New York,' by defining what taxes, assessments and sales may be compromised and settled."

Also, Senate bill introduced by Mr. Meade (No. 1496, Rec. No. 331), entitled "An act conferring jurisdiction upon the County Court of Monroe county over cases involving offenses against children under sixteen years of age, as defined in article forty-four of the Penal Law, and regulating the procedure therein."

Also, Senate bill introduced by Mr. Meade (No. 764, Rec. No.

318), entitled "An act to amend the Tax Law, relative to the time of making special franchise valuations by the State Board of Tax Commissioners."

Also, Senate bill introduced by Mr. Meade (No. 1343, Rec. No. 253), entitled "An act to amend the Penal Law, in relation to frauds upon hospitals by patients therein."

Also, Senate bill introduced by Mr. Meade (No. 1083, Rec. No. 226), entitled "An act to amend the Town Law, in relation to fires."

Also, Senate bill introduced by Mr. Platt (No. 744, Rec. No. 120), entitled "An act in relation to the care and investment of the Adam Haverling school fund belonging to Haverling union free school district number five, town of Bath, Steuben county, and repealing certain acts in relation thereto."

Also, Senate bill introduced by Mr. Wainwright (No. 1506, Rec. No. 336), entitled "An act to provide a charter for the city of New Rochelle," reported in favor of the passage of the same without amendment, and that the same be made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported, which report was agreed to, and said bills ordered made special orders on second and third reading immediately after the consideration of the special orders on third reading heretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Ward (No. 2396, Int. No. 903), entitled "An act to amend the Election Law, generally," reported the same with the following amendments:

Page 2, line 12, at the beginning of the line before the word "may" insert in italics the words "living within such a city".

Page 5, line 21, after the word "entered" strike out the rest of the line down to and including the word "employed" on line 22 and insert in italics in place thereof the following: "If the voter is in business for himself or with others, the name under which he is so in business or if the voter is employed by some other person".

Page 5, line 23, after the word "if" strike out the words "without occupation and unemployed" and insert in italics in place thereof "he is not in business and has no employment".

Page 5, line 24, strike out the word "written" and insert in italics in place thereof the word "entered", and after the word

"name" insert in italics the following: "under which he was last in business or the name", and after the word "employer" insert in italics a comma and the words "if any".

On page 6, line 1, after the word "place" strike out the word "of" and insert in italics in place thereof the words "if any where he is so in", and strike out the letters "ment" of the word "employment" and insert in italics in place thereof the letters "ed".

On page 6, line 2, at the beginning of the line strike out the word "of" and insert in italics in place thereof the words "if any, where he was", and after the word "last" insert in italics "in business or", and strike out the letters "ment" of the word "employment" and insert in italics in place thereof the letters "ed", and after the word "information" insert in italics the word "required".

On page 6, line 3, after the word "be" strike out the word "required" and insert in italics the word "asked".

On page 6, line 18, strike out the words "and said" at the beginning of the line and insert in italics in place thereof the word "which".

On page 8, line 2, after the word "inspectors" strike out the period and insert in italics the words "except that" and strike out the capital "T" of the word "the" and insert in italics in place thereof the small letter "t".

On page 8, line 4, after the word "and" strike out the word "the" and insert in italics in place thereof the word "each", and strike out the "s" in the word "pages".

On page 8, line 16, after the word "present" insert period.

On page 8, line 17, beginning with beginning of the line strike out the rest of the line down to and including the word "section" on line 19 and insert in italics in place thereof the following: "in cities containing a population of one million or over, in addition to the foregoing any person who applies to any board of inspectors for registration for any election may be challenged by any qualified watcher present".

On page 11, line 14, after the word "before" strike out the word "said", and after the word "election" insert in italics the word "day".

On page 12, line 21, after the word "upwards" insert in italics the words "living within such a city".

On page 12, line 22, after the word "watcher" strike out the rest of the line down to and including the word "resides" on line 23.

On page 13, line 10, after the word "upwards" insert in italics the words "living within such a city".

On page 13, line 11, after the word "challenger" strike out the words "in the borough in which he resides".

On page 14, line 24, after the word "signature" strike out the words "of said voter".

On page 14, line 25, after the word "day" insert in italics the word "as".

On page 15, line 1, after the word "that" strike out the word "he" and insert in italics in place thereof the word "fact".

On page 15, line 2, beginning with the beginning of the line strike out the rest of the line down to and including the word "person" on line 3.

On page 15, line 11, beginning with the beginning of the line strike out the rest of the line down to and including the word "misdemeanor" on line 18.

On page 18, line 3, after the word "challenged" strike out the rest of the line down to and including the word "challenger" on line 4.

On page 18, line 7, after the word "inspector" strike out the period and brackets.

On page 18, line 8, after the word "challenge" strike out the rest of the line down to and including the word "also" on line 9.

On page 18, line 13, after the word "withdrawn" insert in italics the following: "In cities containing a population of one million or over, in addition to the foregoing any person may be challenged by any duly appointed watcher or challenger either when he applies to the ballot clerk for official ballots or when he offers to an inspector the ballot he intends to vote or previously by notice to that effect to an inspector".

On page 20, line 7, after the word "he" strike out the words "accepted and".

On page 20, line 14, beginning with the beginning of the line strike out the rest of the page, and on page 21 down to and including the word "accepted" on line 25.

On page 21, line 26, strike out the numeral "10" and insert in place thereof the numeral "m".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Eveleth (No. 2386, Int. No. 1359), entitled "An act to amend the Village Law, in relation to establishing boards of public works in villages and prescribing

their powers and duties," reported the same with the following amendments:

Page 2, line 13, strike out "either three or" and insert after "members" a period.

Page 2, strike out all of line 14 to and including the period.

Page 2, line 23, change "three" to "four"; insert a semi-colon after "years"; strike out all of line after "years".

Page 2, line 24, strike out all of line to and including the semi-colon.

Page 5, line 13, strike out all of line after "salary".

Page 5, strike out all of line 14.

Page 5, line 15, strike out "ually".

Page 8, line 3, change "ten" to "fifteen".

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

Mr. Speaker, from the committee on rules, to which was referred the Senate bill introduced by Mr. Hill (No. 1465, Rec. No. 328), entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts," reported in favor of the passage of the same, with the following amendments:

Page 5, line 20, after the word "sixty" strike out the word "six" and insert the word "eight".

and that the same be reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after consideration of the special orders on third reading theretofore reported, which report was agreed to, and said bill ordered reprinted, as amended, and that when it shall have been on the desks of the members three calendar legislative days it be made a special order on second and third reading immediately after the consideration of the special orders on third reading theretofore reported.

Mr. Speaker, from the committee on rules, to which was referred the bill introduced by Mr. Bates (No. 2, Int. No. 2), entitled "An act providing for the reconstruction of the buildings

of the Long Island State Hospital at Flatbush (Brooklyn), Long Island," reported the same with the following amendments:

Page 2, line 2, strike out "A day shall be". Strike out all of lines 3 and 4 and line 5 to and including "commission."

Page 2, line 23, after "procedure" insert ".", strike out rest of line and all of line 25 and line 26 to and including "award." and insert in italics "Verified minutes showing the time, duration and work accomplished at each session must be filed with the commission's bill of costs. When such bill of costs is filed, the corporation counsel shall cause to be published forthwith in two issues of two papers in the city of New York and two papers in the county where the property condemned is situated, a brief statement on which shall appear the name of the appointing justice of the supreme court; the names and business addresses of the commissioners; the amount received by each one of them in fees; the number of sessions held; the total number of hours of said sessions; the amount of the claim for said property; the approximate amount of the tax assessment on it for the three previous years, and the amount of the award; the total cost of condemning the property by the commission including all fees, expenses, counsel and expert appraisal hire. The percentage of the amount of these costs to the amount of the award."

and requests that said bill be reprinted, as amended, and recommitted to said committee, which report was agreed to, and said bill ordered reprinted, as amended, and recommitted to said committee.

The Clerk reported the following bills as correctly printed or engrossed:

"An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for the insane." (No. 2546, Int. No. 1500.)

"An act to amend the Code of Criminal Procedure, in relation to bail of children accused of minor offenses." (No. 2595, Int. No. 1648.)

"An act to amend the Greater New York charter, in relation to establishing a public recreation commission." (No. 2563, Int. No. 1651.)

"An act to provide for the leasing of camp sites within the forest preserve of the State." (No. 2570, Int. No. 1657.)

"An act to amend chapter one hundred and eighty-five of the Laws of nineteen hundred and six, entitled 'An act to revise the charter of the city of Auburn,' in relation to the board constituting the trustees of the police relief and pension fund of said city." (No. 2525, Int. No. 1707.)

"An act to regulate the introduction of medical expert testimony." (No. 2370, Int. No. 391.)

"An act to amend the General Business Law, in relation to trade-marks." (No. 2592, Int. No. 842.)

"An act to provide for county roads in certain counties adjoining cities of the first class." (No. 2514, Int. No. 1699.)

"An act to establish a hospital commission for the city of Yonkers and to provide for the care of persons in said city suffering from tuberculosis in advanced stages." (No. 2587, Int. No. 1722.)

"An act to amend the Code of Civil Procedure, in relation to an action to annul a marriage where one of the parties is under the age of consent, and to repeal section seventeen hundred and forty-two, relating thereto." (No. 2111, Int. No. 1275.)

"An act to amend the Highway Law, generally." (No. 2510, Int. No. 1630.)

"An act to provide a retirement fund for teachers in State institutions." (No. 2612, Int. No. 768.)

"An act to establish the court of special sessions of the city of Syracuse, defining its powers and jurisdiction, and providing for its officers." (No. 2611, Int. No. 899.)

"An act to provide for the rebuilding of a bridge across South bay in the county of Washington, and making an appropriation therefor." (No. 1709, Int. No. 1322.)

"An act to amend the Education Law, by abolishing the office of school commissioner, creating the office of district superintendent of schools and prescribing the powers, duties and responsibilities of such superintendent." (No. 2558, Int. No. 486.)

"An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' in relation to the village boundaries." (No. 2562, Int. No. 1662.)

"An act making an appropriation to reimburse the town of Rye, in the county of Westchester, for moneys paid to the State for a grant made by the Commissioners of the Land Office to said town of certain lands under water." (No. 2606, Int. No. 1727.)

Mr. Merritt moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Abbey	Delano	Hackett	Metzendorf	Sweet
Allen A F	De Long	Haines	Miller W G	Thompson
Barden	Doherty	Herrick	Murray	Toombs
Bates	Donnelly	Hinman	Nolan	Trombly
Baumes	Donovan	Hoey	O'Connor	Van Olinda
Bennett	Ebbets	Holden	Odell	Walker
Boshart	Evans	Howard	Oliver	Walters
Brainerd	Farrell	Jackson	O'Neill J J	Ward
Brown C F	Fay	Keller	Perkins	Waters
Brown G W	Feeley	Lansing	Phillips J S	Weiland
Burgoyne	Filley	Levy A J	Raldiris	Weinstein
Callan	Foley	Levy J	Roberts	White L H
Chanler	Fowler	Lupton	Rozan	Whitney
Clarke R H	Friend	Macdonald	Sanner	Wilkie
Coffey	Garfein	MacGregor	Shea	Wilsnack
Colné	Gerhardt	Manley	Shepardson	Wood
Conklin	Goldberg	McCue	Shortt	Yale
Connell	Goodspeed	McElligott	Smith A E	Young F L
Cosad	Graubard	McKeon	Smith M	Zorn
Crocker	Green	Merritt	Stivers	Speaker
Dana	Greenwood			

Mr. Merritt moved that the House proceed with business during the pendency of the call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the bill (No. 2423, Int. No. 1180) entitled "An act to amend the Public Health Law, in relation to the practice of pharmacy."

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2421, Int. No. 1181) entitled "An act to amend the Education Law, in relation to creating a State board of examiners in phar-

macy and conferring certain powers,' in respect to pharmacy, on the State Board of Regents."

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2594, Int. No. 453) entitled "An act to amend the Tax Law, in relation to the exemption from taxation of all property of a municipal corporation used and maintained for a municipal water supply."

On motion of Mr. Feeley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colne	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1430, Rec. No. 337) entitled "An act to amend the Insanity Law, relative to the retirement of officers and employees of State hospitals for the insane."

On motion of Mr. MacGregor, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 96

NOES 1

Those who voted in the affirmative were:

Abbey	Delano	Green	McElligott	Shortt
Allen A F	De Long	Greenwood	McKeon	Smith A E
Barden	Doherty	Hackett	Merritt	Stivers
Bates	Donnelly	Haines	Metzendorf	Thompson
Baumes	Donovan	Herrick	Miller W G	Toombs
Bennett	Ebbets	Hinman	Murray	Trombly
Boshart	Evans	Hoey	Nolan	Van Olinda
Brainerd	Farrell	Holden	O'Connor	Walters
Brown C F	Fay	Howard	Odell	Ward
Brown G W	Feeley	Jackson	Oliver	Waters
Burgoyne	Filley	Joseph	O'Neill J J	Weiland
Callan	Foley	Keller	Perkins	Weinstein
Clarke R H	Fowler	Lansing	Phillips J S	Whitney
Coffey	Friend	Levy J	Raldiris	Wilkie
Colné	Garfein	Lupton	Roberts	Wilsnack
Conklin	Gerhardt	Macdonald	Rozan	Wood
Connell	Goldberg	MacGregor	Sanner	Yale
Cosad	Goodspeed	Manley	Shea	Young F L
Crocker	Graubard	McCue	Shepardson	Zorn
Dana				

In the negative:

Chanler

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 2571, Int. No. 1638) entitled "An act to amend the General Business Law, in relation to size of barrel for quinces and pears, and

repealing section two hundred and sixty-three of the Agricultural Law."

On motion of Mr. Feeley, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herriek	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1618, Int. No. 1265) entitled "An act to extend the time of the New York Connecting Railroad Company to commence and complete the construction of its bridge across the East river, as authorized by chapter seven hundred and fifty-two of the Laws of nineteen hundred and chapter six hundred and ninety-one of the Laws of nineteen hundred and five."

On motion of Mr. Wilsnack, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McKeon	Smith A E
Allen A F	Delano	Greenwood	Merritt	Stivers
Barden	De Long	Hackett	Metzendorf	Thompson
Bates	Doherty	Haines	Miller W G	Toombs
Baumes	Donnelly	Herrick	Murray	Trombly
Bennett	Donovan	Hinman	Nolan	Van Olinda
Boshart	Ebbets	Hoey	O'Connor	Walters
Brainerd	Evans	Holden	Odell	Ward
Brown C F	Farrell	Howard	Oliver	Waters
Brown G W	Fay	Jackson	O'Neill J J	Weber
Burgoyne	Feeley	Joseph	Perkins	Weiland
Callan	Filley	Keller	Phillips J S	Weinstein
Chanler	Foley	Lansing	Raldiris	Whitney
Clarke R H	Fowler	Levy J	Roberts	Wilkie
Coffey	Friend	Lupton	Rozan	Wilsnack
Colné	Garfein	Macdonald	Sanner	Wood
Conklin	Gerhardt	MacGregor	Shea	Yale
Connell	Goldberg	Manley	Shepardson	Young F I
Cosad	Goodspeed	McCue	Shortt	Zorn
Crocker	Graubard	McElligott		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 1617, Int. No. 1264) entitled "An act to extend the time of the New York Connecting Railroad Company to finish its road and put the same in operation."

On motion of Mr. Wilsnack, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McKeon	Smith A E
Allen A F	Delano	Greenwood	Merritt	Stivers
Barden	De Long	Hackett	Metzendorf	Thompson
Bates	Doherty	Haines	Miller W G	Toombs
Baumes	Donnelly	Herriek	Murray	Trombly
Bennett	Donovan	Hinman	Nolan	Van Olinda
Boshart	Ebbets	Hoey	O'Connor	Walters
Brainerd	Evans	Holden	Odell	Ward
Brown C F	Farrell	Howard	Oliver	Waters
Brown G W	Fay	Jackson	O'Neil J J	Weber
Burgoyne	Feeley	Joseph	Perkins	Weiland
Callan	Filley	Keller	Phillips J S	Weinstein
Chanler	Foley	Lansing	Raldiris	Whitney
Clarke R H	Fowler	Levy J	Roberts	Wilkie
Coffey	Friend	Lupton	Rozan	Wilsnack
Colné	Garfein	Macdonald	Sanner	Wood
Conklin	Gerhardt	MacGregor	Shea	Yale
Connell	Goldberg	Manley	Shepardson	Young F L
Cosad	Goodspeed	McCue	Shortt	Zorn
Crocker	Gaubard	McElligott		

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2490, Int. No. 1688) entitled "An act to amend the Greater New York charter, in relation to restricting the use of Ocean boulevard in the borough of Brooklyn in the city of New York."

Said bill having been announced, Mr. Goodspeed moved to amend as follows:

Page 1, line 8, after "authorized" insert "in his discretion".

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Said bill, as amended, was then read the second time, and, on motion of Mr. Goodspeed, was ordered reprinted and placed on the special order of third reading and referred to the committee on revision.

Mr. Speaker announced the special order, being the bill (No. 1141, Int. No. 955) entitled "An act to amend the Domestic Relations Law, generally."

On motion of Mr. A. J. Levy, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2393, Int. No. 1518) entitled "An act to amend the Liquor Tax Law, in relation to definitions, excise taxes upon the business of trafficking in liquors, enumeration, local option, statements to be made upon application for liquor tax certificates, search for seizure and forfeiture of liquors kept for unlawful traffic, and penalties."

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was

ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 2550, Int. No. 1517) entitled "An act to amend the Liquor Tax Law, in relation to the State Commissioner of Excise, statements upon application for liquor tax certificates, prohibited persons, payment of rebates, transfers, revocation proceedings and actions to recover penalties."

Said bill having been announced for a second reading, on motion of Mr. Conklin, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the bill (No. 1612, Int. No. 1259) entitled "An act to amend chapter twenty-two of the Laws of nineteen hundred and nine, entitled 'An act in relation to the elections, constituting chapter seventeen of the Consolidated Laws,' in relation to form of challenge affidavits."

On motion of Mr. Ward, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 65

NOES 38

Those who voted in the affirmative were:

Allen A F	Conklin	Green	Miller W G	Toombs
Barden	Connell	Greenwood	Murray	Van Olinda
Bates	Dana	Haines	Nolan	Walters
Baumes	Delano	Higgins	O'Connor	Ward
Bennett	Doherty	Hinman	Odell	Waters
Boshart	Donovan	Holden	Perkins	Weiland
Brainerd	Ebbets	Howard	Phillips J S	Weinstein
Brown C F	Feeley	Lachman	Pitkin	Whitney
Brown G W	Filley	Lansing	Shea	Wilkie
Callan	Fowler	Lupton	Shepardson	Wilsnack
Clarke R H	Garfein	Macdonald	Stivers	Wood
Coffey	Goodspeed	MacGregor	Sweet	Yale
Colné	Goodwin	Merritt	Thompson	Young F L

Those who voted in the negative were:

Abbey	Farrell	Harwood	McElligott	Rozan
Boylan	Fay	Herrick	McKeon	Sanner
Brennan	Foley	Hoey	Metzendorf	Shortt
Chanler	Friend	Jackson	Oliver	Smith A E
Cosad	Gerhardt	Levy A J	O'Neill J J	Trombly
De Long	Goldberg	Levy J	O'Neil M A	White L H
Donnelly	Graubard	Manley	Roberts	Wright
Evans	Hackett	McCue		

Mr. Ward moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker announced the special order, being the Senate bill (No. 636, Rec. No. 98) entitled "An act to amend the Greater New York charter, in relation to the power of the board of education to dispose of personal property."

On motion of Mr. Ward, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack

Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 274, Rec. No. 96) entitled "An act to amend the Insurance Law, in relation to religious orders."

On motion of Mr. Ward, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 96, Rec. No. 126) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section two of article six of the Constitution, in relation to assignment of justices of the Supreme Court to hold Special and Trial Terms."

Said bill having been announced for a second reading, on motion of Mr. Lupton, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 968, Rec. No. 276) entitled "An act to amend chapter one hundred and thirty-five of the Laws of eighteen hundred and eighty-four, entitled 'An act providing for the better collection of taxes in the county of Erie; for the sale by the treasurer thereof of lands in said county for unpaid taxes, and regulating the compensation of said treasurer,' in relation to cancellation of unpaid taxes in such county and to legalize certain former acts of its board of supervisors in respect thereto."

Said bill having been announced for a second reading, on motion of Mr. MacGregor, and by unanimous consent, said bill was ordered placed on special order second and third reading calendar for Tuesday next.

Mr. Speaker announced the special order, being the Senate bill (No. 814, Rec. No. 170) entitled "An act to amend chapter three hundred and sixty of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Geneva,' generally."

On motion of Mr. Abbey, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the bill (No. 405, Int. No. 390) entitled "An act to establish a public school teachers' retirement fund in Ulster county."

On motion of Mr. Fowler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson

Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olind.
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 1406, Rec. No. 291) entitled "An act to incorporate the Northern Baptist Convention."

On motion of Mr. Perkins, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack

Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F ¹
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1309, Rec. No. 259) entitled "An act to legalize the tax election held in the city of Niagara Falls on the ninth day of November, nineteen hundred and nine, authorizing the purchase of certain real property and the issuance of bonds of said city for such purpose, and to authorize the issuance of such bonds and the levy and collection of taxes for the payment of the principal and interest thereof."

Said bill having been announced for a second reading, on motion of Mr. Keller, said bill was laid aside, and ordered stricken from the calendar.

Mr. Speaker announced the special order, being the bill (No. 2605, Int. No. 1726) entitled "An act to amend the Agricultural Law, in relation to the shipping of calves under four weeks of age."

On motion of Mr. Boshart, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs

Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2209, Int. No. 620) entitled "An act to amend the Penal Law, in relation to violation of certain provisions of the Labor Law."

On motion of Mr. Fowler, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie

Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2606, Int. No. 1727) entitled "An act making an appropriation to reimburse the town of Rye in the county of Westchester, for moneys paid to the State for a grant made by the Commissioners of the Land Office to said town of certain lands under water."

On motion of Mr. Goodwin, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 96

NOES 1

Those who voted in the affirmative were:

Abbey	Delano	Green	McElligott	Shortt
Allen A F	De Long	Greenwood	McKeon	Smith A E
Barden	Doherty	Hackett	Merritt	Stivers
Baumes	Donnelly	Haines	Metzendorf	Thompson
Bennett	Donovan	Herrick	Miller W G	Toombs
Boshart	Ebbets	Hinman	Murray	Trombly
Brainerd	Evans	Hoey	Nolan	Van Olinda
Brown C F	Farrell	Holden	O'Connor	Walters
Brown G W	Fay	Howard	Odell	Ward
Burgoyne	Feeley	Jackson	Oliver	Waters
Callan	Filley	Joseph	O'Neill J J	Weiland
Chanler	Foley	Keller	Perkins	Weinstein
Clarke R H	Fowler	Lansing	Phillips J S	Whitney
Coffey	Friend	Levy J	Raldiris	Wilkie
Colné	Garfein	Lupton	Roberts	Wilsnack
Conklin	Gerhardt	Macdonald	Rozan	Wood
Connell	Goldberg	MacGregor	Sanner	Yale
Cosad	Goodspeed	Manley	Shea	Young F L
Crocker	Graubard	McCue	Shepardson	Zorn
Dana				

In the negative:

Bates

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2588, Int. No. 1723) entitled "An act to amend the Highway Law, in relation to the laying of railroad tracks upon the Albany post road, within the county of Westchester."

On motion of Mr. Haines, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 96

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Graubard	McElligott	Shortt
Allen A F	Delano	Green	McKeon	Smith A E
Barden	De Long	Greenwood	Merritt	Stivers
Bates	Doherty	Hackett	Metzendorf	Thompson
Baumes	Donnelly	Haines	Miller W G	Toombs
Bennett	Donovan	Herriek	Murray	Trombly
Boshart	Ebbets	Hinman	Nolan	Van Olinda
Brainerd	Evans	Hoey	O'Connor	Walters
Brown C F	Farrell	Holden	Odell	Ward
Brown G W	Fay	Howard	Oliver	Waters
Burgoyne	Feeley	Jackson	O'Neill J J	Weiland
Callan	Filley	Joseph	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rosan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker				

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2544, Int. No. 991) entitled "An act to amend the Greater New York charter, in relation to allowances for blind persons and ap-

propriations therefor, and making temporary provision for raising funds for the present increase of such allowances."

On motion of Mr. McCue, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 96

NOES 1

Those who voted in the affirmative were:

Abbey	Delano	Green	McElligott	Shortt
Allen A F	De Long	Greenwood	McKeon	Smith A E
Barden	Doherty	Hackett	Merritt	Stivers
Bates	Donnelly	Haines	Metzendorf	Thompson
Baumes	Donovan	Herrick	Miller W G	Toombs
Bennett	Ebbets	Hiaman	Murray	Trombly
Boshart	Evans	Hoey	Nolan	Van Olinda
Brainerd	Farrell	Holden	O'Connor	Walters
Brown C F	Fay	Howard	Odell	Ward
Brown G W	Feeley	Jackson	Oliver	Waters
Burgoyne	Filley	Joseph	O'Neill J J	Weiland
Callan	Foley	Keller	Perkins	Weinstein
Chanler	Fowler	Lansing	Phillips J S	Whitney
Clarke R H	Friend	Levy J	Raldiris	Wilkie
Coffey	Garfein	Lupton	Roberts	Wilsnack
Colné	Gerhardt	Macdonald	Rozan	Wood
Connell	Goldberg	MacGregor	Sanner	Yale
Cosad	Goodspeed	Manley	Shea	Young F L
Crocker	Graubard	McCue	Shepardson	Zorn
Dana				

In the negative:

Conklin

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the bill (No. 2476, Int. No. 1683) entitled "An act for the relief of the towns of Marlborough and Denning, in the county of Ulster."

On motion of Mr. E. Young, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk engross said bill and deliver the same to the Senate and request their concurrence therein.

Mr. Speaker announced the special order, being the Senate bill (No. 165, Rec. No. 243) entitled "An act to amend the Prison Law, relative to commutation of sentence."

On motion of Mr. Lansing, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McKeon	Shortt
Allen A F	Delano	Greenwood	Merritt	Smith A E
Barden	De Long	Hackett	Metzendorf	Stivers
Bates	Doherty	Haines	Miller J L	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Eobets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard	McElligott		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1154, Rec. No. 198) entitled "An act to amend the Penal Law, relative to sentences for murder in the first degree which have been commuted to life imprisonment."

On motion of Mr. Lansing, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 100

NOES 00

Those who voted in the affirmative were:

Abbey	Crocker	Goodspeed	McCue	Shepardson
Allen A F	Dana	Graubard	McElligott	Shortt
Barden	Delano	Green	McKeon	Smith A E
Bates	De Long	Greenwood	Merritt	Stivers
Baumes	Doherty	Hackett	Metzendorf	Thompson

Bennett	Donnelly	Haines	Miller J L	Toombs
Boshart	Donovan	Herrick	Miller W G	Trombly
Brainerd	Ebbets	Hinman	Murray	Van Olinda
Brown C F	Evans	Hoey	Nolan	Walters
Brown G W	Farrell	Holden	O'Connor	Ward
Burgoyne	Fay	Howard	Odell	Waters
Callan	Feeley	Jackson	Oliver	Weiland
Chanler	Filley	Joseph	O'Neill J J	Weinstein
Clarke R H	Foley	Keller	Perkins	Whitney
Clark S C	Fowler	Lansing	Phillips J S	Wilkie
Coffey	Friend	Levy J	Raldiris	Wilsnack
Colné	Garfein	Lupton	Roberts	Wood
Conklin	Gerhardt	Macdonald	Rozan	Yale
Connell	Gerken	MacGregor	Sanner	Young F L
Cosad	Goldberg	Manley	Shea	Zorn

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1233, Rec. No. 254) entitled "An act to amend section six of chapter twenty-nine, Laws of nineteen hundred and nine, being the General Municipal Law, entitled 'An act relating to municipal corporations, constituting chapter twenty-four of the Consolidated Laws,' in relation to funded debts."

On motion of Mr. Lansing, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein

Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1128, Rec. No. 266) entitled "An act to amend the Greater New York charter, in relation to the control of West Ninety-sixth street by the department of parks of the city of New York."

On motion of Mr. Toombs, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 84

NOES 2

Those who voted in the affirmative were:

Abbey	Delano	Higgins	O'Connor	Sweet
Barden	De Long	Hinman	Odell	Thompson
Bates	Donnelly	Hoey	Oliver	Toombs
Baumes	Danovan	Howard	O'Neill J J	Van Olinda
Bennett	Ebbets	Jackson	Perkins	Walters
Boylan	Farrell	Keller	Phillips C W	Ward
Brainerd	Fay	Kopp	Pitkin	Waters
Brennan	Filley	Lansing	Raldiris	Weiland
Brown C F	Fowler	MacGregor	Roberts	Weinstein
Brown G W	Garfein	Manley	Rozan	White L H
Callan	Gerhardt	McCue	Sanner	Whitney
Chanler	Goldberg	McElligott	Shea	Wilkie
Coffey	Goodwin	McKeon	Shepardson	Wilsnack
Conklin	Graubard	Merritt	Shortt	Wright
Connell	Green	Metzendorf	Smith A E	Young F L
Cosad	Greenwood	Miller W G	Smith M	Zorn
Dana	Hackett	Murray	Stivers	

Those who voted in the negative were:

Doherty	Levy A J
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 503, Rec. No. 202) entitled "An act to amend section two thousand seven hundred and eighteen of the Code of Civil Procedure, in relation to the ascertainment of claims against decedent's estate."

On motion of Mr. Whitney, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McKeon	Shortt
Allen A F	Delano	Greenwood	Merritt	Smith A E
Barden	De Long	Hackett	Metzendorf	Stivers
Bates	Doherty	Haines	Miller J L	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard	McElligott		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1297, Rec. No. 245) entitled "An act to amend the Code of Civil Procedure, in relation to satisfaction of judgment."

On motion of Mr. Shortt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1177, Rec. No. 218) entitled "An act to amend the Public Health Law, in relation to disinfection by health authorities."

On motion of Mr. Macdonald, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Brumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Birgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 888, Rec. No. 220) entitled "An act to amend article four of chapter fifty-one of the Laws of nineteen hundred and nine, entitled 'An act in relation to public officers, constituting chapter forty-seven of the Consolidated Laws,' relative to the granting of vacations to certain State employees."

On motion of Mr. Merritt, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Menley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1356, Rec. No. 278) entitled "An act to amend the Labor Law, relative to hours of labor of minors."

On motion of Mr. Jackson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F I.
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1113, Rec. No. 285) entitled "An act to authorize the city of Cohoes to borrow money for the purpose of better equipping its fire department, and to issue and sell its bonds for the money so borrowed, and to provide for raising money by taxation in said city for the redemption of said bonds and the payment of interest thereon."

On motion of Mr. Waters, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Crocker	Graubard	McElligott	Shortt
Allen A F	Dana	Green	McKeon	Smith A E
Barden	Delano	Greenwood	Merritt	Stivers
Bates	De Long	Hackett	Metzendorf	Thompson
Baumes	Doherty	Haines	Miller W G	Toombs
Bennett	Donnelly	Herrick	Murray	Trombly
Boshart	Donovan	Hinman	Nolan	Van Olinda
Brainerd	Ebbets	Hoey	O'Connor	Walters
Brown C F	Evans	Holden	Odell	Ward
Brown G W	Farrell	Howard	Oliver	Waters
Burgoyne	Fay	Jackson	O'Neill J J	Weiland
Callan	Feeley	Joseph	Perkins	Weinstein
Chanler	Filley	Keller	Phillips J S	Whitney
Cheney	Foley	Lansing	Raldiris	Wilkie
Clark R H	Fowler	Levy J	Roberts	Wilsnack
Coffey	Friend	Lupton	Rozan	Wood
Colné	Garfein	Macdonald	Sanner	Yale
Conklin	Gerhardt	MacGregor	Shea	Young F L
Connell	Goldberg	Manley	Shepardson	Zorn
Cosad	Goodspeed	McCue		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1314, Rec. No. 304) entitled "An act to establish a public school teachers' retirement fund in Nassau county."

On motion of Mr. Thompson, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Crocker	Graubard	McElligott	Shortt
Allen A F	Dana	Green	McKeon	Smith A E
Barden	Delano	Greenwood	Merritt	Stivers
Bates	De Long	Hackett	Metzendorf	Thompson
Baumes	Doherty	Haines	Miller W G	Toombs

Bennett	Donnelly	Herrick	Murray	Trombly
Boshart	Donovan	Hinman	Nolan	Van Olinda
Brainerd	Ebbets	Hoey	O'Connor	Walters
Brown C F	Evans	Holden	Odell	Ward
Brown G W	Farrell	Howard	Oliver	Waters
Burgoyne	Fay	Jackson	O'Neill J J	Weiland
Callan	Feeley	Joseph	Perkins	Weinstein
Chanler	Filley	Keller	Phillips J S	Whitney
Cheney	Foley	Lansing	Raldiris	Wilkie
Clarke R H	Fowler	Levy J	Roberts	Wilsnack
Coffey	Friend	Lupton	Rozan	Wood
Colné	Garfein	MacDonald	Sanner	Yale
Conklin	Gerhardt	MacGregor	Shea	Young F L
Connell	Goldberg	Manley	Shepardson	Zorn
Cosad	Goodspeed	McCue		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1502, Rec. No. 330) entitled "An act to establish a State college of forestry at Syracuse University, and making an appropriation therefor."

On motion of Mr. Walters, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Abbey	Crocker	Graubard	McElligott	Shortt
Allen A F	Dana	Green	McKeon	Smith A E
Barden	Delano	Greenwood	Merritt	Stivers
Bates	De Long	Hackett	Metzendorf	Thompson
Baumes	Doherty	Haines	Miller W G	Toombs
Bennett	Donnelly	Herrick	Murray	Trombly
Boshart	Donovan	Hinman	Nolan	Van Olinda
Brainerd	Ebbets	Hoey	O'Connor	Walters
Brown C F	Evans	Holden	Odell	Ward
Brown G W	Farrell	Howard	Oliver	Waters
Burgoyne	Fay	Jackson	O'Neill J J	Weiland
Callan	Feeley	Joseph	Perkins	Weinstein
Chanler	Filley	Keller	Phillips J S	Whitney

Cheney	Foley	Lansing	Raldiris	Wilkie
Clarke R H	Fowler	Levy J	Roberts	Wilsnack
Coffey	Friend	Lupton	Rozan	Wood
Colné	Garfein	Macdonald	Sanner	Yale
Conklin	Gerhardt	MacGregor	Shea	Young F L
Connell	Goldberg	Manley	Shepardson	Zorn
Cosad	Goodspeed	McCue		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Speaker announced the special order, being the Senate bill (No. 1318, Rec. No. 287) entitled "An act making an appropriation for dredging and otherwise improving the West Canada creek at Herkimer, in the county of Herkimer."

On motion of Mr. Eveleth, said bill was read the second time and ordered to a third reading.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 00

Those who voted in the affirmative were:

Abbey	Dana	Green	McElligott	Shortt
Allen A F	Delano	Greenwood	McKeon	Smith A E
Barden	De Long	Hackett	Merritt	Stivers
Bates	Doherty	Haines	Metzendorf	Thompson
Baumes	Donnelly	Herrick	Miller W G	Toombs
Bennett	Donovan	Hinman	Murray	Trombly
Boshart	Ebbets	Hoey	Nolan	Van Olinda
Brainerd	Evans	Holden	O'Connor	Walters
Brown C F	Farrell	Howard	Odell	Ward
Brown G W	Fay	Jackson	Oliver	Waters
Burgoyne	Feeley	Joseph	O'Neill J J	Weiland
Callan	Filley	Keller	Perkins	Weinstein
Chanler	Foley	Lansing	Phillips J S	Whitney
Clarke R H	Fowler	Levy J	Raldiris	Wilkie
Coffey	Friend	Lupton	Roberts	Wilsnack
Colné	Garfein	Macdonald	Rozan	Wood
Conklin	Gerhardt	MacGregor	Sanner	Yale
Connell	Goldberg	Manley	Shea	Young F L
Cosad	Goodspeed	McCue	Shepardson	Zorn
Crocker	Graubard			

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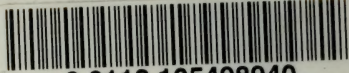
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